	DOCKET NO.
the Matter o	IN THE MATTER OF THE ESTABLISHMENT OF SWITCHED ACCESS RATES FOR DTG COMMUNITY TELEPHONE
P	ublic Utilities Commission of the State of South Dakota
DATE	MEMORANDA
7/3 02 7/3 02 7/19 02 8/7 02 9/13 02 9/13 03 7/11 03 8/18 03 8/18 03 10/15 03 11/13 03	



# **OLSEN THIELEN & CO., LTD.**

Certified Public Accountants & Consultants

RECEIVED

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SOUTH DAKOTA PUBLIC UTILITIES COMMISSION

June 28, 2002

Debra Elofson Executive Director Public Utilities Commission State of South Dakota 500 East Capital Pierre, SD 57501

The accompanying Switched Access Filing material on behalf of DTG Community Telephone is sent pursuant to the rules established by the Commission. In accordance with FCC Order #01-162, CC Docket No. 80-286, In the Matter of Juristictional Separations and Referral to the Federal-State Joint Board, released May 22, 2001, this study reflets the FCC's freeze of all allocation factors. Enclosed are five copies of the material and one program diskette.

Please contact me with any questions concerning this filing.

Sincerely,

John W Coleman

Certified Public Accountant

cc: Ann Ludens

# **DTG COMMUNITY TELEPHONE**

SWITCHED ACCESS FILING YEAR ENDED DECEMBER 31, 2001



Sheet "A" ENDING DECEMBER 31, 2002 Revised 8/20/99

	DIG	Community	relephone
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	******* FCC PART 69 *******			Di	G Community rele	priorie				
	Intrastate Toll Revenue Requirement Summary	Part 36 Total	Source	Common Line	Local Switching	Information	Common Transport	Billing and Collection	Other	
	(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)	(1)	
	INTRALATA:						. 4			
15 16 17		\$2,784,771 10.00%	J13	\$2,157,178 10.00%	\$89,046 10.00%	\$0 10.00%	\$538,547 10.00%	\$0 10.00%	\$0 10.00%	O.K.
18 19	Return on Rate Base Return Adjustments	\$278,477 0	J18-20	\$215,718 0	\$8,905 0	\$0 0	\$53,855 0	\$0 0	\$0 0	O.K. O.K.
20 21 22 23	Net Return on Rate Base Income Taxes Expenses and Other Taxes	\$278,477 143,458 1,801,385	J31-32 J33-35, 40	\$215,718 111,127 766,359	\$8,905 4,587 753,477	\$0 0 0	\$53,855 27,743 260,490	\$0 0 21,059	\$0 · 0	O.K. O.K. O.K.
24 25 26 27	Total IntraLATA Rev. Req. =	\$2,223,320 =======		\$1,093,204 ========	\$766,969	\$0 ======	\$342,088 ========	\$21,059 ====================================	\$0	O.K.
28 29 30	INTERLATA:									
31 32 33	Net Investment Rate of Return	\$0 10.00%	P13	\$0 10.00%	\$0 10.00%	\$0 10.00%	\$0 10.00%	\$0 10.00%	\$0 10.00%	O.K.
34 35 36	Return on Rate Base Return Adjustments	\$0 . 0	P18-20	\$0 0	\$0 0	\$0 0	\$0 0	\$0 0	\$0 0	O.K. O.K.
37 38 39	Net Return on Rate Base Income Taxes Expenses and Other Taxes	\$0 0 0	P31-32 P33-35, 40	\$0 0 0	\$0 0 0	\$0 0 0	\$0 0 0	\$0 0 0	\$0 0 0	O.K. O.K. O.K.
40 41 42	Total InterLATA Rev. Req.	\$0		\$0 =======	\$0	\$0	\$0 =========	\$0	\$0 ==========	O.K.
43 44 45	TOTAL INTRASTATE REV. REQ.	\$2,223,320		\$1,093,204 ************************************	\$766,969	\$0 *******	\$342,088	\$21,059	\$0	
	ACCESS ELEMENT MINUTES OF USE			23,716,891	23,716,891		23,716,891			
	ACCESS RATE PER MINUTE	\$0.092856		\$0.046094	\$0.032338		\$0.014424			

22 AFUDC 0 H43 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0							Int	rastate			
Revenue Requirement Summary   COMPANY   Allocator   and Other   InterLATA		******	TOTAL	0	1-44-4-	Message Teleph	one Service	Priva	ite Line	TOTAL	
State Income Tax Rate						InterLATA	IntraLATA	InterLATA	IntraLATA		
14   Federal Income Tax Rate   34,00%		(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)	(1)	
15   Gross Receipts Tax Rate   4.00%     4.00%	13										
16   17   18   18   18   18   19   19   19   19											
17		Gross Receipts Tax Rate	4.00%		4.00%	4.00%	4.00%	4.00%	4.00%	4.00%	
18 Net Investment											
18   Rate of Return   10.00%		Net Investment	\$14 398 599	C68	\$11 613 829	\$0	\$2 784 771	\$0	\$0	\$2 784 771	ОК
Return on Rate Base											0
22 AFUDC 0 H43 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0											
23 AFUDC	21		\$1,439,860		\$1,161,383	\$0	\$278,477	\$0	\$0	\$278,477	O.K.
17 C Amortization   0											
Other Return Adjustments			_		_	_	_	•	_		
Net Return   \$1,439,860   \$1,161,383   \$0 \$278,477   \$0 \$0 \$0 \$278,477   O.K.					-	-	0	-	-		
Net Return		Other Return Adjustments	U	V242	0	0	O	0	0	Ü	O.K.
28 29 Contributions		Net Return	\$1 439 860		\$1 161 383	\$0	\$278 477	\$0	\$0	\$278 477	ОК
29 Contributions 0 H52 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	28		4.1,.00,000		4.,.5,,555	4.0	ΨΕ. σ,	40	40	Ψ2, 0, 11. 1	0.11.
31 Capital Lease Expense 0 H46 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	29	Contributions	0	H52	0	0	0	0	0	0	O.K.
32 Capitalized Payroll taxes 0 H36 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	30		0	H44	0	0	0	0	0	0	O.K.
33 Depreciation Adjustment 0 H36 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	31		0	H46	0	0	0	0	0	0	O.K.
34 Other Income Adjustments         0         V248         0 <th< td=""><td>32</td><td></td><td>0</td><td></td><td>0</td><td>0</td><td>0</td><td>0</td><td>0</td><td>0</td><td>O.K.</td></th<>	32		0		0	0	0	0	0	0	O.K.
35 After Tax Income \$1,439,860 \$1,161,383 \$0 \$278,477 \$0 \$0 \$0 \$278,477 O.K  36 After Tax Income Taxes \$1,439,860 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0			•		0	0	0	0	0	0	O.K.
36       After Tax Income       \$1,439,860       \$1,161,383       \$0       \$278,477       \$0       \$0       \$278,477       O.K         37       38       State Income Taxes       \$0       \$0       \$0       \$0       \$0       \$0       O.K         38       Federal Income Taxes       741,746       Formula       598,288       0       143,458       0       0       0       0       143,458       O.K         40       Operating Expenses and Taxes       8,261,378       I196       6,548,438       0       1,712,941       0       0       0       0       0.K         41       Uncollectibles       0       V249       0       0       0       0       0       0       O.K         42       Other Revenue Adjustments       (2,400)       V250       (1,892)       0       (508)       0       0       0       (508)       O.K         43       Net Revenue       \$10,442,984       \$8,308,109       \$0       \$2,134,876       \$0       \$0       \$2,134,876       O.K         45       Gross Receipts Taxes       435,124       Formula       346,171       0       88,953       0       0       0       0       O.K </td <td></td> <td>Other Income Adjustments</td> <td>0</td> <td>V248</td> <td>0</td> <td>0</td> <td>0</td> <td>0</td> <td>0</td> <td>0</td> <td>O.K.</td>		Other Income Adjustments	0	V248	0	0	0	0	0	0	O.K.
37 38 State Income Taxes \$ \$0 Formula \$ \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$					<b></b>	***************************************					
38         State Income Taxes         \$0         Formula         \$0		After Lax Income	\$1,439,860		\$1,161,383	\$0	\$278,477	\$0	\$0	\$278,477	O.K.
39 Federal Income Taxes 741,746 Formula 598,288 0 143,458 0 0 143,458 O.K 40 Operating Expenses and Taxes 8,261,378 1196 6,548,438 0 1,712,941 0 0 0 1,712,941 O.K 41 Uncollectibles 0 0 V249 0 0 0 0 0 0 0 0 0 0 O.K 42 Other Revenue Adjustments (2,400) V250 (1,892) 0 (508) 0 0 0 (508) O.K 43 44 Net Revenue \$10,442,984 \$8,308,109 \$0 \$2,134,876 \$0 \$0 \$2,134,876 O.K 45 Gross Receipts Taxes 435,124 Formula 346,171 0 88,953 0 0 88,953 O.K 46 Other Revenue Taxes 0 V251 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0		State Income Toyos	<b>\$</b> 0	Formula	<b>č</b> o	<b>¢</b> n	<b>C</b> O	¢o.	¢o.	œ.	014
40 Operating Expenses and Taxes 8,261,378   1196 6,548,438 0 1,712,941 0 0 0 1,712,941 O.K 41 Uncollectibles 0 V249 0 0 0 0 0 0 0 0 0 O.K 42 Other Revenue Adjustments (2,400) V250 (1,892) 0 (508) 0 0 (508) O.K 43											
41 Uncollectibles     0 V249     0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0						-		•	_		
42 Other Revenue Adjustments (2,400) V250 (1,892) 0 (508) 0 0 (508) O.K 43 44 Net Revenue \$10,442,984 \$8,308,109 \$0 \$2,134,876 \$0 \$0 \$2,134,876 O.K 45 Gross Receipts Taxes 435,124 Formula 346,171 0 88,953 0 0 0 88,953 O.K 46 Other Revenue Taxes 0 V251 0 0 0 0 0 0 0 O.K 47 47 48 TOTAL REVENUE REQUIREMENT \$10,878,108 \$8,654,280 \$0 \$2,223,829 \$0 \$0 \$2,223,829 O.K			• •		, ,	•		•	•		
43					-	_	•	-	•		
44     Net Revenue     \$10,442,984     \$8,308,109     \$0     \$2,134,876     \$0     \$0     \$2,134,876     O.K       45     Gross Receipts Taxes     435,124     Formula     346,171     0     88,953     0     0     0     88,953     O.K       46     Other Revenue Taxes     0     V251     0     0     0     0     0     0     0     O.K       47		Other Revenue Adjustments	(2,400)	V230	(1,092)	, U	(506)			(508)	U.K.
45 Gross Receipts Taxes 435,124 Formula 346,171 0 88,953 0 0 88,953 O.K 46 Other Revenue Taxes 0 V251 0 0 0 0 0 0 0 O.K 47	44	Net Revenue	\$10,442,984		\$8,308,109	\$0	\$2,134,876	\$0	\$0	\$2,134,876	O.K
46 Other Revenue Taxes 0 V251 0 0 0 0 0 0 0 O.K 47	45	Gross Receipts Taxes		Formula				•			
47	46	Other Revenue Taxes	,		•	ō		-			O.K.
to the first of th	47										
=======================================		TOTAL REVENUE REQUIREMENT	\$10,878,108		\$8,654,280	\$0	\$2,223,829	\$0	*-		O.K.

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						in	trastate			
					Message Telep	hone Service	Priv	ate Line	TOTAL	
	******* FCC PART 36 ******* Investment Summary	TOTAL COMPANY	Source/ Allocator	Interstate and Other	InterLATA	IntraLATA	InterLATA	IntraLATA	INTRASTATE	
	(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)	(1)	
13 14	Land and Support Investment	\$10,094,340	D33	\$7,957,325	\$0	\$2,137,015	\$0	\$0	\$2,137,015	O.K.
15	COE Operator Equipment	\$0	D43	\$0	\$0	\$0	\$0	\$0	\$0	O.K.
16	COE Switching Equipment	3,983,918	D68	2,899,320	0	1,084,598	0	0	1,084,598	O.K.
17 18	COE Transmission Equipment	6,636,972	D85	5,536,409	0	1,100,563	0	0	1,100,563	O.K.
19	Total COE	\$10,620,890		\$8,435,729	\$0	\$2,185,161	\$0	\$0	\$2,185,161	O.K.
20	Info. Orig./Term. Equipment	0	D94	0	0	0	0	0	0	O.K.
21 22	Cable and Wire Facilities	14,481,545	D137	11,352,414	0	3,129,131	0	0	3,129,131	О.К.
23 24	Total COE, IOT, C&WF	\$25,102,435		\$19,788,143	\$0	\$5,314,293	\$0	\$0	\$5,314,293	O.K.
25	Total Capital Leases	\$0	D173	\$0	\$0	\$0	\$0	\$0	\$0	O.K.
26 27	Leasehold Improvements	\$0	D186	\$0	\$0	\$0	\$0	\$0	\$0	O.K.
28 29 30	Intangible Assets	\$0	D209	\$0	\$0	\$0	\$0	\$0	\$0	O.K.
31 32 33	Total Tele. Plt. In Service	\$35,196,775		\$27,745,469	\$0	\$7,451,307	\$0	\$0	\$7,451,307	-1.04456072891
34	Plant Held, Future Use	\$0	D214-215	\$0	\$0	\$0	\$0	\$0	\$0	O.K.
35	TPUC, Short-term	3,267	D216-217	2,575	Ō	692	0	Ō	692	O.K.
36	TPUC, Long-term	0	D218-219	0	0	0	0	0	0	O.K.
37 38	Tel. Plt. Adjustment	0	D220-221	0	. 0	0	0	. 0	0	O.K.
39 40 41	Total Other Tel. Plt.	\$3,267		\$2,575	\$0	\$692	\$0	\$0	\$692	O.K.
42	TOTAL TELEPHONE PLANT	\$35,200,042		\$27,748,044	\$0	\$7,451,999	\$0	. \$0	\$7,451,999	-1.04465768608

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					***************************************		Intrastate	***************************************		
				<del></del>	Message Telep	hone Service	Pri	vate Line	TOTAL	
	Investment Summary	TOTAL COMPANY	Source/ Allocator	Interstate	InterLATA	IntraLATA	InterLATA	IntraLATA	INTRASTATE	
	(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)	(I)	
56	Other Assets, Net	0	V105	0	0	0	0	0	0	O.K.
57	Accumulated Depr./Amort	(21,128,117)	E34	(16,395,443)	0	(4,732,675)	0	0	(4,732,675)	O.K.
58	Accum. Def. Inc. Taxes, Net	` ' ' o'	E47	0	0	0	0	0	0	O.K.
59	Oth. Liab. & Def. Cr., Net	0	V106	0	0	0	0	0	0.	O.K.
60										
61	TOTAL NET PLANT	\$14,071,925		\$11,352,601	\$0	\$2,719,324	\$0	\$0	\$2,719,324	O.K.
62										
63	Materials and Supplies	160,377	H31	125,723	0	34,654	0	0	34,654	O.K.
64	Rural Tel. Bank Stock	0	H35	0	0	0	0	0	0	O.K.
65	Cash Working Capital	166,297	Formula	135,504	0	30,793	0	0	30,793	O.K.
66	Equal Access Investment	0		0	0	0	0	0	0	O.K.
67									***************************************	
68	TOTAL NET INVESTMENT	\$14,398,599		\$11,613,829	\$0	\$2,784,771	\$0	\$0	\$2,784,771	O.K.
69				==========	=========	=========	=========	==========	==========	

						Int	rastate	<del>,</del>		
	****** FCC PART 36 ******	TOTAL	Payment	Interntate	Message Telep	hone Service	Priv	ate Line	TOTAL	
	Plant Investment Detail	COMPANY	Source/ Allocator	Interstate and Other	InterLATA	IntraLATA	InterLATA	IntraLATA	INTRASTATE	
	(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)	(1)	
13 14	LAND AND SUPPORT ASSETS:									
15	Land, Allocable	\$0	H33	\$0	\$0	\$0	\$0	\$0	\$0	O.K.
16 17	Land, Direct	0	V22	0	0	0	0	0	0	O.K.
18 19	Total Land	\$0		\$0	\$0	\$0	\$0	\$0	\$0	O.K.
20	Motor Vehicles	\$0	H33	\$0	\$0	\$0	\$0	\$0	\$0	O.K.
21	Aircraft	0	H33	0	0	0	0	0	0	O.K.
22	Special Purpose Vehicles	0	H33	0	0	0	0	0	. 0	O.K.
23	Garage Work Equipment	0	H33	0	0	0	0	0	0	O.K.
24	Other Work Equipment	0	H33	0	. 0	0	0	. 0	0	O.K.
25	Buildings, Allocable	10,094,340	H33	7,957,325	0	2,137,015	0	0	2,137,015	O.K.
26	Buildings, Direct	0	V29	0	0	0	0	0	0	O.K.
27	Furniture	0	H33	0	0	0	0	0	0	O.K.
28	Office Equipment	0	H33	0	0	0	0	0	0	O.K.
29	General Purpose Computers	0	H33	0	0	0	0	0	0	O.K.
30										
31 32	Total Support Assets	\$10,094,340		\$7,957,325	\$0	\$2,137,015	\$0	\$0	\$2,137,015	O.K.
33 34	Tot. Land and Support Assets	\$10,094,340		\$7,957,325	\$0	\$2,137,015	\$0	\$0	\$2,137,015	O.K.
35		=======================================							=========	
36	CENTRAL OFFICE EQUIPMENT:									
37	CENTRAL OFFICE EQUIPMENT.									
38	CAT 1 Oper. Sys., TSPS	\$0	G22	\$0	\$0	\$0	\$0	\$0	\$0	O.K.
39	CAT 1 Oper. Sys., Other TSPS	0	G21	0	0	0	0	0	0	O.K.
40	CAT 1 Oper. Sys., Aux. Pos.	ō	G23	Ô	Ö	ō	0	n	Ö	O.K.
41	CAT 1 Oper. Sys., Other	Ō	V36	Õ	Ö	o o	Ô	n	0	O.K.
42										0
43	Total CAT 1	\$0		\$0	\$0	\$0	\$0	\$0	\$0	O.K.
44 45		=======================================			=======================================	C=====================================		=======================================	=======================================	0
46	CAT 2 Tandem Sw. Allocable	\$0	G26	\$0	\$0	\$0	\$0	\$0	\$0	O.K.
47	CAT 2 Tandem Sw. Direct	0	V38	0	0	0	0	0	0	0.K.
48						***************************************				0.11.
	Total CAT 2	\$0		\$0	\$0	\$0	\$0	\$0	\$0	O.K.

# DTG Community Telephone

							Intrastate			
					Message Tel	ephone Service	Priv	rate Line	TOTAL	
	******** FCC PART 36 ******* Plant Investment Detail	TOTAL COMPANY	Source/ Allocator	Interstate and Other	InterLATA	IntraLATA	InterLATA	IntraLATA	INTRASTATE	
	(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)	(1)	
63 64		\$3,983,918 0	G15 V40	\$2,899,320 0	\$0 0	\$1,084,598 0	\$0 0	\$0 0	\$1,084,598 0	O.K. O.K.
65 66 67	Total CAT 3	\$3,983,918		\$2,899,320	\$0	\$1,084,598	\$0	\$0	\$1,084,598	O.K. O.K.
68 69	Total COE Sw. CAT 2&3	\$3,983,918 ========		\$2,899,320 =======	\$0 =======	\$1,084,598 =========	\$0 ======	\$0 =======	\$1,084,598 =========	O.K.
70 71 72	COE TRANSMISSION:									
73	CAT 4.12 Exchange Trunk	\$671,960	123	\$671,960	\$0	\$0	\$0	\$0	\$0	O.K.
. 74		0	V42	0	0	0	0	0	0	O.K.
75		2,985,209	G13	2,238,907	0	746,302	0	0	746,302	O.K.
76		52,260	F18	52,260	0	0	0	0	0	O.K.
77		0	V45	0	0	0	0	0	0	O.K.
78		339,076	G18 F24	152,993	0	186,084 0	U	0	186,084	O.K. O.K.
79 80	· · · · · · · - · · · · · · · ·	1,996,626 0	F24 V48	1,996,626 0	0	. 0	U	U	0	O.K.
81	CAT 4.23 Direct CAT 4.3 H/R Message	591.841	G29	423,663	0	168,178	0	0	168,178	O.K.
82		0 0	V50	423,003	0	0 0	0	0	0	O.K.
83		0	V51	. 0	0	0	Ö	0	0	O.K.
84				*************	***********	*********			-	
85	Total COE CAT 4	\$6,636,972		\$5,536,409	\$0	\$1,100,563	\$0	\$0	\$1,100,563	O.K.
86		*========		=========	=========		=========	==========	==========	
87 88 89	INFORMATION ORIGINATION/TER	RMINATION:								
90		\$0	G13	\$0	\$0	\$0	\$0	\$0	\$0	O.K.
91	CAT 1 Coinless Pay Phones	0	G18	0	0	0	0	0	0	O.K.
92	CAT 2 CP Equipment	0	V70	0	0	0	0	. 0	0	O.K.
93 94	Total IOT Equipment	\$0		\$0	\$O	\$0	\$0	\$0	\$0	O.K.
95		*==========		========	=========	=========	=========	=======================================	==========	

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		AUVACCACCACCACCACCACCACCACCACCACCACCACCACC					Intrastate			
				<u></u>	Message Tele	phone Service	Priv	ate Line	TOTAL	
	Plant Investment Detail	TOTAL COMPANY	Source/ Allocator	Interstate and Other	InterLATA	IntraLATA	InterLATA	IntraLATA	INTRASTATE	
	(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)	(i)	
111 112	CABLE AND WIRE FACILITIES:									
113	CAT 1.1 IntraLATA PL/WATS	106,900	F31	\$106,900	\$0	\$0	\$0	\$0	\$0	O.K.
114	CAT 1.2 InterLATA PL/WATS	95,387	F31	95,387	0	0	0	0	0	O.K.
115	CAT 1.3 Joint Message	11,555,044	G13	8,666,283	. 0	2,888,761	0	0	2,888,761	O.K.
116	Other CAT 1 C&WF	0	V74	0	0	0	0	0	0	O.K.
117 118	Total CAT 1 C&WF	\$11,757,331		\$8,868,570	\$0	\$2,888,761	\$0	\$0	\$2,888,761	O.K.
119	CAT 2 C&WF	\$185,694	G28	\$185,694	<b>\$</b> 0	\$0	\$0	\$0	\$0	O.K.
120 121	CAT 2 C&WF, Wideband	φ105,094 0	V76	φ (05,054	0	0	0	Ö	Ő	O.K.
122	orre z daver, relaciona									
123	Total CAT 2 C&WF	\$185,694		\$185,694	\$0	\$0	\$0	\$0	\$0	O.K.
125	CAT 3 Joint Message	241,684	G17	109,013	0	132,671	0	0	\$132,671	O.K.
126	CAT 3 PL/WATS etc.	1,440,732	F36	1,440,732	0	0	0	0	0	O.K.
127	CAT 3 Direct	477,093	V79	477,093	0	0	0	0	0	O.K.
128										
129	Total CAT 3 C&WF	\$2,159,509		\$2,026,838	\$0	\$132,671	\$0	\$0	\$132,671	O.K.
.130						A / A = = = A	•	**	#407 700	0.14
131	CAT 4 Message	\$379,011	G29	\$271,311	\$0	\$107,700	\$0	\$0	\$107,700	O.K.
132	CAT 4 WATS	0	V81	0	0	0	0	0	0	0.K. 0.K.
133	CAT 4 Direct	0	V82	0	0	. 0	0	0	0	U.K.
134 135	Total CAT 4 C&WF	\$379,011		\$271,311	\$0	\$107,700	\$0	\$0	\$107,700	O.K.
136		, , ,		. ,		, ,				
137	TOTAL C&WF	\$14,481,545		\$11,352,414	\$0	\$3,129,131	\$0	\$0	\$3,129,131	O.K.
138		==========						=======================================	=========	
139										
140	CAPITAL LEASES:									
141		4.								~
142	Allocable Support Leases	\$0	H14	\$0	\$0	\$0	\$0	\$0	\$0	O.K.
143	Direct Support Leases	0	V84	0	0	0	0	0	0	O.K.
144	Total Connect Language	***************************************		\$0	\$0	\$0	\$0	\$0	\$0	O.K.
145	Total Support Leases	\$0		φU	20	\$U	ΦU	20	ąυ	U.K.

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							Intrastate	-		
					Message Tele	phone Service	Priva	ate Line	TOTAL	
	Plant Investment Detail	TOTAL COMPANY	Source/ Allocator	Interstate and Other	InterLATA	IntraLATA	InterLATA	IntraLATA	TOTAL INTRASTATE	
	(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)	(1)	
160						_				
161	COE Operator	\$0	H16	\$0	\$0	\$0	\$0	<b>\$</b> 0	\$0	O.K.
162		0	H17	0	0	0	0	0	0	O.K.
163	COE Local Switch	0	H18	0	0	0	0	0	0	O.K.
164	COE Transmission	. 0	H20	0	0	0	0	0	0	O.K.
165		0	V89	0	0	Ü	0	0	0	O.K.
166										0.14
167	Total COE Leases	\$0		\$0	\$0	\$0	\$0	\$0	\$0	O.K.
168						••	••	•	••	0.14
169	IOT Leases	\$0	V90	\$0	\$0	\$0	\$0	\$0	\$0	O.K.
170	001151	•	1.04	••	**		•••	<b>f</b> o	<b>.</b>	0.14
171	C&WF Leases	\$0	V91	\$0	\$0	\$0	\$0	\$0	\$0	O.K.
172		00			**	e.		**	r c	0.14
173	TOTAL CAPITAL LEASES	\$0		\$0	\$0	\$0	\$0	\$0	\$0	O.K.
174		==========					=========	=========	=========	
175										
176 177	LEASEHOLD IMPROVEMENTS:									
177	Land and Support Assets	\$0	H14	\$0	\$0	\$0	\$0	\$0	\$0	O.K.
179		φυ 0	H18	φυ 0	φυ n	φυ	φυ	φυ 0	0	O.K. O.K.
180		0	H16	0	0	0	0	0	0	O.K. O.K.
181	COE Transmission	0	H20	0	n	0	0	0	0	O.K. O.K.
182		0	V96	0	0	0	0	0	0	O.K.
183	C&WF	0	V97	0	n	n	0	n	. 0	O.K.
184	Other	n	V98	0	0	n	0	n	0	O.K.
185	Other		¥30							O.N.
186	TOTAL LEASEHOLD IMPROVEMENT	\$0		\$0	\$0	\$0	\$0	\$0	\$0	O.K.
187	. S L LL IOLI IOLO IIII NOVEMEN	=========		=========	=========	=========	===========	=========	==========	·
188								,		
189	TPIS, EXCL. ACCT. No. 2690	\$35,196,775		\$27,745,469	\$0	\$7,451,307	\$0	\$0	\$7,451,307	-1.0445607289
		+,,,.0		4	40	4.,,	40	**	4.,,501	

							Intrastate			
		TOTAL	0	1	Message Tele	phone Service	Priva	ate Line	TOTAL	
	******* FCC PART 36 ******* Plant Investment Detail	TOTAL COMPANY	Source/ Allocator	Interstate and Other	InterLATA	IntraLATA	InterLATA	IntraLATA	INTRASTATE	
	(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)	(1)	
204	INTANGIBLE ASSETS:									
205	Allocable Acct. No. 2690	\$0	H36	\$0	\$0	\$0	\$0	\$0	\$0	O.K.
206 207	Direct Acct. No. 2690	φυ -	V100	υ 4υ	. 40	η Ψ0	0	. U	0	0.K.
208	Direct Acct. No. 2090		V 100							O
209	Total Intangible Assets	\$0		\$0	\$0	\$0	\$0	\$0	\$0	O.K.
210	Total mangiolo / locolo	==========		=======================================	=========	=========	==========	,	========	
211										
212	OTHER TELEPHONE PLANT:									
213										
214	Held for Fut. Use - Alloc.	\$0		\$0	\$0	\$0	\$0	\$0	\$0	O.K.
215	Held for Fut. Use - Direct	0		0	0	0	0	0	0	O.K.
216	TPUC, Short-term - Alloc.	3,267	H35	2,575	0	692	0	0	692	O.K.
217	TPUC, Short-term - Direct	0 -	V124	0	, 0	0	0	0	0	O.K.
218	TPUC, Long-term - Alloc.	0	H35	0	0	0	0	0	0	O.K.
219	TPUC, Long-term - Direct	0	V126	. 0	0	0	0	0	0	O.K.
220	Tele. Plt. Adjust Alloc.	0	H35	0	0	0	0	0	0	O.K.
221	Tele. Plt. Adjust Direct	0	V104	. 0	0	0	0	0	0	O.K.
222		***************************************								
223	Total Other Telephone Plant	\$3,267		\$2,575	\$0	\$692	\$0	\$0	\$692	O.K.

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	-					In:	rastate		=======================================	
					Message Tele	phone Service	Priva	te Line	TOTAL	
	******* FCC PART 36 ******* Reserves and Deferrals	TOTAL COMPANY	Source/ Allocator	Interstate and Other	InterLATA	IntraLATA	InterLATA	IntraLATA	INTRASTATE	
	(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)	(1)	
13	ACCUM. DEPRECIATION, TPIS:									
14 15	Support Assets	\$7,821,895	H13	\$6,165,967	\$0	\$1,655,929	\$0	\$0	\$1,655,929	O.K.
16	COE Switching	4,513,533	H19	3,284,751	0	1,228,782	0	0	1,228,782	O.K.
17	COE Operator	0	H16	0	0	0	0	0	0	O.K.
18	COE Transmission	1,033,462	H20	862,090	0	171,372	0	0	171,372	O.K.
19	IOT Equipment	0	H25	0	0	0	0	0	0	O.K.
20	Cable and Wire Facilities	7,759,227	H31	6,082,635	. 0	1,676,592	0	0	1,676,592	O.K.
21 22	Other Plant	0	V135	0	0	0	0	0	0	O.K.
23	Total Accum. Depr., TPIS	\$21,128,117		\$16,395,443	\$0	\$4,732,675	\$0	\$0	\$4,732,675	O.K.
24 25 26	ACCUM. AMORTIZATION:									
27	Accum, Depreciation, PHFU	\$0	H38	\$0	\$0	\$0	\$0	\$0	\$0	O.K.
28	Accum, Amort., Tangible Inv.	0	H40	0	0	0	0	0	0	O.K.
29	Accum. Amort., Intang. Inv.	0	H41	0	0	0	0	0	0	O.K.
30	Accum. Amort., Other	0	V138	. 0	. 0	0	. 0	0	0	O.K.
31										
32 33	Tot. Accum. Amortization	\$0		\$0	\$0	\$0	\$0	\$0	\$0	O.K.
34 35 36	Total Accum. Depr./Amort.	\$21,128,117		\$16,395,443	\$0	\$4,732,675	\$0	\$0	\$4,732,675	O.K.
37 38	ACCUM. DEF. INC. TAXES, NET:									
39	Support Assets	0	H13	\$0	\$0	\$0	\$0	\$0	\$0	O.K.
40	COE Switching	0	H19	0	. 0	0	0	0	0	O.K.
41	COE Operator	0	H16	0	0	0	. 0	0	0	O.K.
42	COE Transmission	0	H20	0	- 0	0	0	. 0	0	O.K.
43	IOT Equipment	0	H25	0	0	0	0	0	0	O.K.
44	Cable and Wire Fac.	0	H31	. 0	0	0	0	0	0	O.K.
45	Unclassified	0	V145	0	, 0	0	, 0	0	0	O.K.
46 47	Total Accum. Def. Inc. Taxes	\$0		\$0	\$0	\$0	\$0	\$0	\$0	O.K.

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					Priva	ate Line				
	******* FCC PART 36 *******			Int	erstate	Inti	astate	Foton ded Asses		
	Functional Distribution of Selected Investments	TOTAL COMPANY	Joint Use Message	InterLATA	IntraLATA	InterLATA	IntraLATA	Extended Area Service	Other	
	(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)	(1)	
13	TRANS. CCT EQUIPMENT:									
14 15 16	Working Loops Avg. Cost per Loop	7,149 424.88	7,026 424.88	58 <b>424</b> .88	0 <b>424</b> .88	0 424.88	0 424.88	0 424.88	65 424.88	O.K.
17 18 19 20	CAT 4.13 Exch Ln. Invest.	\$3,037,469	\$2,985,209	\$24,643	\$0	\$0	\$0	\$0	\$27,617	
21 22 23	Circuit Terminations Avg. Cost per Termination	4,134 564.98	600 564.98	3,503 564.98	0 564,98	0 564.98	0 564.98	0 564.98	31 564.98	O.K.
24 25 26	CAT 4.23 Other IX	\$2,335,612	\$338,986	\$1,979,112	\$0	\$0	\$0	\$0	\$17,514	
27	C&WF INVESTMENT:									
28 29 30 31 32	Working Loops Loops Factor CAT 1 Exchange C&WF	7,149 1.000000 \$11,757,331	7,026 0.982795 \$11,555,044	58 0.008113 \$95,387	0.000000 \$0	0 0.000000 \$0	0.000000 \$0	0 0.000000 \$0	65 0.009092 \$106,900	О.К.
33 34 35 36	Equivalent IX Circuit Miles IX Cct. Miles Factor CAT 3 Interexch. C&WF	271,811 1.000000 \$1,682,416	39,046 0.143653 \$241,684	229,601 0.844707 \$1,421,148	0 0.000000 \$0	0.000000 \$0	0 0,000000 \$0	0 0.000000 \$0	3,164 0.011640 \$19,584	O.K.

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					121	Intrastate			
	i i	0	1000	Message Telephone Service	hone Service	Priv	Private Line	TOTAL	
* FCC PART 36 ****** Physical Allocation Factors	COMPANY	Source/ Allocator	and Other	InterLATA	IntraLATA	InterLATA	IntraLATA	INTRASTATE	
	(B)	(C)	(D)	(E)	(F)	(9)	(H)	()	
	1.000000	SPF	0.750000	0.000000	0.250000	0.000000	0.000000	0.250000	O. K.
Dial Equipment Minutes (DEM)	1.000000	DEM	0.727756	0.000000	0.272244	0.000000	0.00000	0.272244	O.K
	1.000002 1.000267 1.000000	CMM	0.451058 0.451325 0.783422	0.000000	0.548944 0.548942 0.216578	0.000000	0.000000	0.548944 0.548942 0.216578	0 0 0 7. 7. 7.
TSPS Processor Time Wtd. Stand. Work Sec., Toll Wtd. Stand. Work Sec., Aux. Wtd. Stand. Work Sec., Comb.	0.000000 0.000000 0.000000 0.000000	TSP WST WSA WSC	0.000000	0.000000 0.000000 0.000000 0.00000	0.000000 0.000000 0.000000 0.000000	0.000000 0.000000 0.000000 0.000000	0.000000 0.000000 0.000000 0.000000	0.000000 0.000000 0.000000 0.000000	0000 77777
	0.000000	CT2	0.000000	0.000000	0.000000	0.000000	0.000000	0.000000	O.K.
	1.000000	ETM HRM	1.000000 0.715840	0.000000	0.000000	0.000000	0.000000	0.000000	0 0 7. 7.
	0.000000	CT4	0.000000	0.000000	0.000000	0.00000	0.000000	0.000000	O.K.
	0.000000	EAM	0.000000	0.00000	0.000000	0.00000	0.00000	0.000000	O.K.
Current Billings EU Presubscription Factor EU MTS & WATS Factor EU Access, PLL and All Other Factor IX Special Access Factor IX Switched Access Factor IX Billing & Collection Services Factor Coin Revenue Percent Relative Tol/Local Msgs. Relative Users Percent CABS Percent Foreign Directories Percent	1.000000 1.000000 0.000000 0.000000 1.000000 0.000000 1.000000 1.000000 1.000000 1.000000 1.000000	CB EPRE EPLO ISPA ISWA ISWA IBC CR TLM TLM RUP CAB	0.566314 1.000000 1.000000 0.000000 0.301747 0.000000 0.408513 0.802837 0.500000 0.000000	0.000000 0.000000 0.000000 0.000000 0.000000	0.433686 0.000000 0.000000 0.000000 0.000000 0.59823 0.000000 0.591487 0.197163 0.500000	0.000000 0.000000 0.000000 0.000000 0.000000	0.000000 0.000000 0.000000 0.000000 0.000000	0.433686 0.000000 0.000000 0.000000 0.000000 0.000000	000000000000

ENDING DECEMBEK 31' 5005 2Peef "H"

9161261101 									
hone Service Service	JATO:		ioydələ_ əßessə <b>W</b>			/002.103	IATOT	******* 20 TG 4G CCT *******	
ATA.hatril ATA.latril	TATSA:		ıl ATA_hətri	State	neini ) bns	Source\ TosollA	TOTAL YNA9MOO	Internal Allocation Factors	
(a) (a)	(1)		(3)	(a	)	(c)	(8)	(A)	
000000.0 +07112.0 000000.0 +07112.0	0711S.0 0711S.0	о'к' о'к'	000000.0 000000.0	862887. 862887.		D33	1.000000 1.000000	Support Assets Land and Support Assets	
000000.0 000000.0	00000.0	O'K'	000000	000000.		D43	000000		91
000000.0 000000.0	0.0000	O'K'	000000.0	000000.		D48	000000.0	COE Operator	
0.000000 0.000000	PSS7S.0	O'K'	000000.0	92772T.		Dee	1,000000	COE Tandem Switching	
0.000000 0.000000	PSS7S.0	O'K'	000000.0	32772F.		De8	1.000000	COE Lotal Switching	
0.00000.0	0.16582	O.K.	0.00000	771468.		D82	1,000000	COE Total Switching	
0.00000.0 S4780S.0	P780S.0	0'К'	000000.0	862467		C19	1.000000	COE Transmission Total COE	
000000.0 000000.0	0.0000	O.K.	000000.0	000000	U	D6G	000000.0	t TAO matt pitt old	22
000000.0 000000.0	00000.0	O'K'	000000.0	000000.		D95	000000.0		23 23
000000.0 000000.0	0.0000	О'К'	000000.0	000000		<b>⊅6</b> ☐	000000.0	Total Io	52
000000.0 0.000000	0.24569	O'K'	0.00000	106437.	0	811G	000000.1	C&WF CAT 1	25 25
000000.0 000000.0	0.0000	O'K'	000000.0	000000.		D120	000000.1		
0.00000.0 0.000000	54190.0	3728190.1-	000000.0	493856·		D129	000000.1		59
0.00000.0 0.000000	0.28416	O'K'	000000.0	048217.	0	D132	000000.↑		30
000000.0 770312.0	7091S.0	O.K.	000000.0	. 529587.		D13Y	1,000000	Total C&WF	
000000.0 407112.0	07112.0	о.к.	000000.0	962887.		CS3	000000.1	Total Equipment	33
000000 407112.0	7112.0	O.K.	000000.0	30C887.		C3S	000000.1	TPIS and And Me 2600	
000000.0 407112.0	0.2115	O.K.	000000.0	962887.		D189	1.000000		35
000000.0 000000.0	00000.0	O.K.	000000.0	000000.		DS12	000000.0	Pit. Held, Fut. Use	38 38
000000.0 000000.0 000000.0 000000.0	0.0000.0 0.0000.0	O'K' O'K'	000000.0 000000.0	000000		C59 C52	000000.0 000000.0		40
								siese Assets	45
000000.0 000000.0	00000.0	0'K' 0'K'	000000.0	000000.		C36	000000.0	Long-term PUC	
0.193245 0.000000 0.193406 0.000000	5561.0 0.19340	O'K'	000000.0	227308. 462308		C68	000000.1	Net Telephone Plant	
000000.0 600000.0 000000.0 000000.0	0.0000	O.K.	000000.0	\$65808.00000.00000.000000.000000000000000		E710	000000.f 000000.0	Total Net Investment Capital Leases	94
0.00000.0 1.80270.0	90270.0	о:к:	000000.0	666726.	D	1411	000000.1	Tot. Bus. Ofc., Cust. Serv.	74 84 64
000000.0 816971.0	6971.0	о'к'	000000.0	380528.	0	0711	1.000000	Total "BIG THREE" Expenses	
0.00000.0 0.000000	0.18280	0'К'	000000.0	191718.	0	1182	1.000000	Corporate Operations Expense	

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	•••				.,	Ini	trastate			
					Message Tele	phone Service	Pri	vate Line	7074	
	Operating Expenses and Taxes	TOTAL COMPANY	Source/ Allocator	Interstate and Other	InterLATA	IntraLATA	InterLATA	IntraLATA	TOTAL INTRASTATE	
	(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)	(1)	
13 14	PLANT SPEC. OPER. EXPENSE:									
15 16	Network Support, Alloc. Network Support, Direct	\$0 0	H14 V149	\$0 0	\$0 0	\$0 0	\$0 0	\$0 0	\$0 0	O.K. O.K.
17 18	Total Network Support Exp.	\$0		\$0	\$0	\$0	\$0	\$0	\$0	O.K.
19 20 21	General Support, Alloc. General Support, Direct	\$666,262 0	H14 V151	\$525,212 0	\$0 0	\$141,051 0	\$0 0	\$0 0	\$141,051 0	O.K. O.K.
22 23 24	Total General Support Exp.	\$666,262		\$525,212	\$0	\$141,051	\$0	\$0	\$141,051	O.K.
25 26 27	Central Office Eq., Alloc. Central Office Eq., Direct	\$146,147 0	H21 V153	\$116,078 0	\$0 0	\$30,069 0	\$0 0	\$0 0	\$30,069 0	O.K. O.K.
28	Total COE Exp.	\$146,147		\$116,078	\$0	\$30,069	\$0	\$0	\$30,069	O.K.
29 30 31 32 33	Cust. Premises Equip. Coinless Pay Phone Other IOT IOT Direct	\$0 0 0	H24 G18 H23 V157	\$0 0 0 0	\$0 0 0 0	\$0 0 0 0	\$0 0 0	\$0 0 0 0	\$0 0 0 0	O.K. O.K. O.K. O.K.
34 35	Total IOT Exp.	\$0		\$0	\$0	\$0	\$0	\$0	\$0	O.K.
36 37 38 39	Cable & Wire, Alloc. Cable & Wire, Direct	\$302,030 0	H31 V159	\$236,768 0	\$0 0	\$65,262 0	\$0 0	\$0 0	\$65,262 0	O.K. O.K.
40	Total C&WF Exp.	\$302,030		\$236,768	\$0	\$65,262	\$0	\$0	\$65,262	O.K.
41 42 43	TOTAL PLT. SPEC. OPER. EXP.	\$1,114,439		\$878,058	\$0	\$236,381	\$0	\$0	\$236,381	O.K.
43 44	TOTAL PLT. SPEC., ex SUPPORT	\$448,177		\$352,847	\$0	\$95,330	\$0	\$0	\$95,330	O.K.

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						Int	rastate			
		TOTAL	01	1-44-4-	Message Telep	hone Service	Priv	ate Line	TOTAL	
	******* FCC PART 36 ******* Operating Expenses and Taxes	TOTAL COMPANY	Source/ Allocator	Interstate and Other	InterLATA	IntraLATA	InterLATA	IntraLATA	INTRASTATE	
	(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)	(1)	
58 59	NON-SPECIFIC OPER. EXP.:									
60 61 62	Oth. Plt. and Equip., Alloc. Oth. Plt. and Equip., Direct	\$55,673 0	H36 V177	\$43,887 0	\$0 0	\$11,786 0	\$0 0	\$0 0	\$11,786 0	O.K. O.K.
63 64	Total Oth. Plt. & Equip.	\$55,673		\$43,887	\$0	\$11,786	\$0	\$0	\$11,786	O.K.
65 66 67	Network Operations, Alloc. Network Operations, Direct	\$339,380 0	H33 V179	\$267,532 0	\$0 0	\$71,848 0	\$0 0	\$0 0	\$71,848 0	O.K. O.K.
68 69	Total Network Oper. Exp.	\$339,380		\$267,532	\$0	\$71,848	\$0	\$0	\$71,848	O.K.
70 71	Total Access Expenses	\$26,265	V180	\$26,265	\$0	\$0	\$0	\$0	\$0	O.K.
72 73 74 75 76	Depr., COE Switching Depr., COE Operator Depr., COE Transmission Depr., IOT Equipment	\$1,856,522 1,180,822 0 102,300 0	H13 H19 H16 H20 H25	\$1,463,488 859,350 0 85,336	\$0 0 0 0 0	\$393,034 321,472 0 16,964 0	\$0 0 0 0 0	\$0 0 0 0	\$393,034 321,472 0 16,964 0	O.K. O.K. O.K. O.K. O.K.
77 78	Depr., C&W Facilities Depr., PHFU	1,063,233 0	H31 H38	833,493 0	0 0	229,740 0	0 0	0 0	229,740 0	O.K. O.K.
79 80 81	Total Depreciation Expense	\$4,202,877		\$3,241,668	\$0	\$961,209	\$0	\$0	\$961,209	O.K.
82 83 84 85 86	Amort., Tangible Assets Amort., Intangible Assets Other Amortization Direct Assigned Amort.	\$0 0 0	H40 H41 V189 V190	\$0 0 0 0	\$0 0 0	\$0 0 0 0	\$0 0 0 0	\$0 0 0	\$0 0 0	O.K. O.K. O.K. O.K.
87 88	Total Amortization Exp.	\$0		\$0	\$0	\$0	\$0	\$0	\$0	O.K.
89 90	Total Depr. and Amort.	\$4,202,877		\$3,241,668	\$0	\$961,209	\$0	\$0	\$961,209	O.K.
91	TOTAL NON-SPEC, OPER, EXP.	\$4,624,195		\$3,579,351	\$0	\$1,044,844	\$0	\$0	\$1,044,844	O.K.

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						ln	trastate			
		Total			Message Telep	hone Service	Priv	ate Line	TOTAL	
	******* FCC PART 36 ******* Operating Expenses and Taxes	TOTAL COMPANY	Source/ Allocator	Interstate and Other	InterLATA	IntraLATA	InterLATA	IntraLATA	INTRASTATE	
	(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)	(1)	
105 106										
107 108	Marketing, Allocable Marketing, Direct	\$15,263 0	G35 V192	\$8,644 0	\$0. 0	\$6,619 0	\$0 0	\$0 0	\$6,619 0	O.K. O.K.
109	Total Marketing Expense	\$15,263		\$8,644	\$0	\$6,619	\$0	\$0	\$6,619	O.K.
111 112 113	Operator Service, Alloc. Operator Service, Direct	\$0 0	G24 V194	\$0 0	\$0 0	\$0 0	\$0 0	\$0 0	\$0 0	O.K. O.K.
114 115	Total Operator Service	\$0		\$0	\$0	\$0	\$0	\$0	\$0	O.K.
116 117	Classified Directory	\$0	V195	\$0	\$0	\$0	\$0	\$0	\$0	O.K.
118 119 120	Alphabetical Directory Foreign Directory	0 0	G19 G46	0 0 	0 0	0 0	0 0	0 0	0 0 	O.K. O.K.
121 122	Total Directory	\$0		\$0	\$0	\$0	\$0	\$0	\$0	O.K.
123 124	Bus. Ofc., EU Presubscription	\$84,581 119,912	G36 G37	\$84,581 119,912	\$0 0	\$0 0	\$0 0	\$0 0	\$0 0	O.K. O.K.
125	Bus. Ofc., EU Access, P/L & all Other	119,512	G38	· 119,512	0	0	0	0	0	O.K.
126		0	G39	0	n	0	0	0	0	O.K.
127	Bus. Ofc., IXC Switched Access	388	G40	117	0	271	. 0	0	271	O.K.
128	Bus. Ofc., IXC B & C Services	0	G41	0	Ö	0	0	ő	0	O.K.
129		0	G42	0	0	0	0	0	0	O.K.
131 132	Total Business Office	\$204,881		\$204,610	\$0	\$271	\$0	\$0	\$271	O.K.
133	Cust. Svc., Direct	\$0	V205	\$0	\$0	\$0	\$0	\$0	\$0	O.K.
134	Cust. Serv., Msg. Process	0	G43	0	0	0	0	. 0	0	O.K.
135	Cust. Serv., Other B&C	44,153	G44	35,448	. 0	8,705	0	0	8,705	O.K.
136	Cust. Serv., CABS	21,351	G45	10,676	0	10,676	0	0	10,676	O.K.
137 138	Cust. Serv., EU Common Line	2,324	V209	2,324		. 0	0	0	0	O.K.
139 140	Total Customer Service	\$67,828		\$48,447	\$0	\$19,381	\$0	\$0	\$19,381	O.K.
141 142	Total Bus. Ofc., Cust. Serv.	\$272,709		\$253,057	\$0	\$19,652	\$0	\$0	\$19,652	O.K.

12:42:54 PM

							Intrastate			
				14	Message Telep	hone Service	Priv	ate Line	TOTAL	
	Operating Expenses and Taxes	TOTAL COMPANY	Source/ Allocator	Interstate and Other	InterLATA	IntraLATA	InterLATA	IntraLATA	INTRASTATE	
	(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)	(1)	
156 157	Other Cust. Serv., Direct	\$29,879 224	H48 V211	\$27,726 224	\$0 0	\$2,153 0	\$0 0	\$0 0	\$2,153 0	O.K. O.K.
158 159	Total Other Cust. Serv.	\$30,103		\$27,950	\$0	\$2,153	\$0	\$0	\$2,153	O.K.
160 161 162	TOTAL CUSTOMER OPER. EXP.	\$318,075		\$289,651	\$0	\$28,424	\$0	\$0	\$28,424	O.K.
163 164 165	"BIG-THREE" EXPENSES:									
166 167 168	Total Plt. Spec., ex Support Total Network Oper. Exp.	\$448,177 339,380 318,075	44 68 161	\$352,847 267,532 289,651	\$0 0 0	\$95,330 71,848 28,424	\$0 0 0	\$0 0 0	\$95,330 71,848 28,424	O.K. O.K. O.K.
169 170 171		\$1,105,632		\$910,029	\$0	\$195,603	\$0	\$0	\$195,603	O.K.
172 173 174										
175 176 177		\$110,229 0	H50 V213	\$90,728 0	\$0 0	<b>\$19,</b> 501 0	\$0 0	\$0 0	\$19,501 0	O.K. O.K.
178 179	Total Exec. and Planning	\$110,229		\$90,728	\$0	\$19,501	\$0	\$0	\$19,501	O.K.
180 181	Admin. & General, Direct	\$2,042,505 40,000	H50 V231	\$1,681,155 20,000	\$0 0	\$361,350 20,000	\$0 0	\$0 0	\$361,350 20,000	O.K. O.K.
182		\$2,082,505		\$1,701,155	\$0	\$381,350	\$0	\$0	\$381,350	O.K.
184 185 186		\$2,192,734		\$1,791,883	\$0	\$400,851	\$0	. \$0	\$400,851	O.K.
187 188 189	NON-INCOME TAXES:									
190 191 192	Non-income Taxes, Allocable Non-income Taxes, Direct	\$11,530 405	H36 V233	\$9,089 405	\$0 0	<b>\$2,441</b> 0	\$0 0	\$0 0	\$2,441 0	O.K. O.K.
193 194	Total Non-income Taxes	\$11,935		\$9 <b>,</b> 494	\$0	\$2,441	\$0	\$0	\$2,441	O.K.
195 196	TOTAL OPER. EXP. AND TAXES	\$8,261,378		\$6,548,438	\$0	\$1,712,941	\$0	\$0	\$1,712,941	O.K.

	IntraLATA Revenue Requirement Summary	Part 36 IntraLATA Total	Source	Common Line	Local Switching	Information	Common Transport	Billing and Collection	Other	
	(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)	(1)	
13 14	Net Investment Rate of Return	\$2,784,771 10.00%	K52 B19	\$2,157,178 10.00%	\$89,046 10.00%	\$0 10.00%	\$538,547 10.00%	\$0 10.00%	\$0 10.00%	0.K. 0.K.
15 16 17	Return on Rate Base	\$278,477		\$215,718	\$8,905	\$0	\$53,855	\$0	\$0	O.K.
18	AFUDC	0	N37	0	0	0	0	0	0	O.K.
19	ITC Amortization	0	N37	0	0	0	0	0	0	O.K.
20	Other Return Adjustments	0	Direct	0	0	0	0	0	0	O.K.
21 22 23	Net Return	\$278,477		\$215,718	\$8,905	\$0	\$53,855	\$0	\$0	O.K.
23 24	Interest Expense	0	N67	0	0	0	0	0	0	O.K.
25	Capitalized Payroll Taxes	0	N37	0	0	0	0	0	0	O.K.
26	Depreciation Adjustment	0	N37	0	. 0	0	0	0	0	O.K.
27 28	Other Income Adjustments	0	Direct	. 0	0	. 0	0	0	0	O.K.
29 30	After Tax Income	\$278,477		\$215,718	\$8,905	\$0	\$53,855	\$0	\$0	O.K.
31	State Income Taxes	\$0	29	0	0	0	0	0	0	O.K.
32	Federal Income Taxes	143,458	29	111,127	4,587	0	27,743	0	0	O.K.
33	Operating Expenses and Taxes	1,712,941	O195	722,781	723,017	0	246,926	20,217	0	O.K.
34	Uncollectibles	0	Direct	. 0	0	0	0	0	0	O.K.
35 36	Other Revenue Adjustments	(508)	Direct	(156)	(228)	0	(124)	0	0	O.K.
37 38 39	Basis for Gross Receipts Tax	2,134,876	16+31+32+33	1,049,626	736,509	0	328,524	20,217	0	O.K.
40 41 42	Gross Receipts Tax	88,952	37	43,734	30,688	0	13,688	<b>842</b>	0	O.K.
43	TOTAL REVENUE REQUIREMENT	\$2,223,320		\$1,093,204	\$766,969	\$0	\$342,088	\$21,059	. \$0	O.K.
44		=========	:	==========	=========		======================================	=======================================	========	

FCC PART 69 ******* IntraLATA Investment Summary	Part 36 IntraLATA Total	Source	Common Line	Local Switching	Information	Common Transport	Billing and Collection	Other	
(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)	(1)	
Land and Support Assets	\$2,137,015	L25	\$657,530	\$955,585	\$0	\$523,900	\$0	\$0	O.K.
	\$2,185,161	L70	\$746,302	\$1,084,598	\$0	\$354,261	\$0	\$0	O.K.
	0 3,129,131	L78 L117	0 2,888,761	0	0 0	0 240,371	0	0	O.K. O.K.
Total COE, IOT, C&WF	\$5,314,293	-	\$3,635,063	\$1,084,598	<b>\$</b> 0	\$594,632	<del></del>	<del></del>	О.К.
Total Tangible Assets	\$0	L141	\$0	\$0	\$0	\$0	\$0	\$0	O.K.
Tetal Tale Dit ou Intere	\$7.4E4.207		¢4 202 503	\$2 DAD 483	. <b>¢</b> 0	¢1 118 532	\$0	\$0	O.K.
Total Intangible Assets	\$7,451,307 0	L144	φ4,252,555 0	\$2,040,183 0	0	ψ1,110,552 0	0	0	O.K.
Total Plant In Service	\$7,451,307		\$4,292,593	\$2,040,183	\$0	\$1,118,532	\$0	\$0	O.K.
Total Plt. Held Future Use	0	L147	0	0	0	0	0	0	O.K.
	692	L163	398	189	0	104	0	0	O.K.
	0	L164	0	0	0	0	0	0	O.K.
Total Tel. Plt. Adjust.	ō	L169	0	0	. 0	0	0	0	O.K.
	\$7,451,999		\$4,292,991	\$2,040,372	\$0	\$1,118,636	\$0	\$0	O.K.
	4 732 675	Mos	2 173 516	1 969 245	0	589 913	n	n	O.K.
				1,000,240	_		n	_	O.K.
	_		J	. 0	_	-	ñ	_	O.K.
			n	Ô	n	Ô	n		O.K.
	_		. 0	0	0	0	0	_	O.K.
	_		Ū	0	•	·	•	_	O.K.
Accum. Del. Inc. Taxes, Net	. 0	141-47	·		·	U	Ü	· ·	0.14.
plus:							•		
Other Assets	0	Direct	0	0	0	0	0	0	O.K.
	\$2,719,324		\$2,119,475	\$71,127	\$0	\$528,722	\$0	\$0	O.K.
plus: Class B RTB Stock	0	L171	0	0	0	0 .	0	0	O.K.
		L173	19.964	9,488	Ō		Ō	ō	O.K.
					ō		ō	_	O.K.
Equal Access Investment	0	L177	0	0	ō	0	0	ō	O.K.
NET INVESTMENT	\$2,784,771		\$2,157,178	\$89,046	\$0	\$538,547	\$0 ======	\$0 =========	O.K.
	IntraLATA Investment Summary  (A)  Land and Support Assets  Central Office Equipment Info. Term./Orig. Equipment Cable and Wire Facilities  Total COE, IOT, C&WF  Total Tangible Assets  Total Tele. Plt. ex Intang. Total Intangible Assets  Total Plant In Service Total Plant In Service Total Plt. Held Future Use Total ST PUC Total LT PUC Total LT PUC Total LT PUC Total Tel. Plt. Adjust.  TOTAL TELEPHONE PLANT  less: Accum. Depr., Plt. in Serv. Accum. Depr. PHFU Accum. Amort. Tangible Plt. Accum. Amort. Intangibles Accum. Amort. Other Accum. Def. Inc. Taxes, Net plus: Other Assets  NET TELEPHONE PLANT plus: Class B RTB Stock Materials and Supplies Cash Working Capital Equal Access Investment	IntraLATA Investment	IntraLATA   Investment   Summary   IntraLATA   Total   Source	IntraLATA Investment Summary	IntraLATA Investment   Summary   Total   Source   Common   Line   Switching	IntraLATA Investment   Summary   Total   Source   Line   Switching   Information   Line   Switching   Information	Intral_ATA   Investment   Summary   Total   Source   Line   Switching   Information   Transport	IntraLATA investment   Surmary   Total   Source   Line   Switching   Information   Transport   Collection	Intral ATA   Investment   Summary   Total   Surce   Common   Switching   Information   Common   Collection   Collection

DTG Community Telephone

	IntraLATA Investment	Part 36 IntraLATA Total	Source or	Common Line	Local	Information	Common	Billing and Collection	Officer		
	Detail	I Oldi	ייייייייייייייייייייייייייייייייייייייי		8						
	(A)	(B)	()	( <u>O</u> )	(E)	(F)	(9)	Ē)	€		
13	LAND AND SUPPORT ASSETS:										
t t t	Land Assets, Message Land Assets, Private Line	<b>0</b>	N28 N28	00	00	00		00	0 0	0.0	
18		\$0		\$0	0\$	\$0	\$0	\$0	0\$		J
285	Support Assets, Message Support Assets, Private Line	\$2,137,015 0	N28 N28	\$657,530 0	\$955,585	<b>0</b>	\$523,900 0	0 <b>\$</b>	0\$	0.0 X.X.	
232	Total Support Assets	\$2,137,015		\$657,530	\$955,585	\$0	\$523,900	0.8	0\$		J
2 23 2	Total Land and Supp. Assets	\$2,137,015		\$657,530	\$955,585	\$0	\$523,900	\$0	\$0		ن
27.5	CENTRAL OFFICE EQUIPMENT:										
8 8 8	Operator Sys., DA Operator Sys., Other	0	(F)	00	00	00	00	00		0 O	U U
5 8 3	Total Operator Systems	\$0		\$0	\$0	\$0	\$0	\$0	0\$		÷
8 8 8	Tandem Switching Tandem Assigned	\$0 0	(G) Direct	0	0 <b>\$</b>	0\$	0 <del>8</del>	0 <b>\$</b>	0\$		<i></i>
3 6 6	Total Tandem Switching	\$0		\$0	\$0	\$0	0\$	\$0	\$0		ن
885	Local Switching Local Assigned	\$1,084,598 0	(E) Direct	<b>0</b>	\$1,084,598 0	0\$	O\$ 0	0\$ 0	0\$	0.0 K.	J J
42 42	Total Local Switching	\$1,084,598		0\$	\$1,084,598	0\$	\$0	0\$	0\$		Ų.
<del>3</del> 4	Total Switching	\$1,084,598		\$0	\$1,084,598	\$0	\$0	\$0	\$0	0. 7.	÷

DTG Community Telephone

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	FCC PART 69 ******* IntraLATA Investment Detail	Part 36 IntraLATA Total	Source or Apportion	Common Line	Local Switching	Information	Common Transport	Billing and Collection	Other	
	(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)	(1)	
58	COE Exch. Trunk	\$0	Direct	\$0	\$0	\$0	\$0	, \$0	\$0	O.K.
59	COE Exch. Line - Message	746,302	(D)	746,302	ņ	. 0	Ď	n	Ō	O.K.
60	COE Exch, Line - PL etc.	0	(1)	7 40,002	n	o o	Ö	ñ	Ô	O.K.
61	COE Exch. Line - Assigned	0	Direct	Ö	ñ	ñ	Ö	n	ñ	O.K.
62	COE Interexchange, Message	186,084	(G)	ő	Ö	n	186,084	0	Ö	O.K.
	COE Interexchange, Message	100,001	(U)	. 0	n	0	0	· n	n	O.K.
63		0		0	0	. 0	0	n	0	O.K.
64	COE Interexchange, Assigned	U	(G)	•	0	O	•	0	0	O.K.
65	COE H/R Message	168,178	(G)	0	•		168,178		. 0	O.K.
66	COE H/R Assigned	0	Direct	0	. 0	0	0	0		U.K.
67		***********								0.14
- 68	Total COE Transmission	\$1,100,563		\$746,302	\$0	\$0	\$354,261	\$0	\$0	O.K.
69							_		4.	
70	Total Central Office Equip.	\$2,185,161		\$746,302	\$1,084,598	\$0	\$354,261	\$0	\$0	O.K.
71										
- 72	IOT EQUIPMENT:									
73										
74	Public Telephone	\$0	N43	\$0	\$0	\$0	\$0	\$0	\$0	O.K.
75	Coinless Pay Phone	0	(D)	0	0	0	0	. 0	. 0	O.K.
- 76	Customer Premises Equipment	0	N60	0	0	0	0	. 0	0	O.K.
. 77	• • • • • • • • • • • • • • • • • • • •	*********							***********	
78	Total IOT Equipment	\$0		\$0	\$0	\$0	\$0	\$0	\$0	O.K.
79		•-			•-	* -	*-	*-	*-	
80	CABLE AND WIRE FACILITIES:									
81	or local ratio in the ratio and in the									
82	Exchange PL and WATS	\$0	(1)	\$0	\$0	\$0	\$0	\$0	\$0	O.K.
83	Exchange Message	2,888,761	(D)	2,888,761	. 0	0	0	0	. 0	O.K.
84	Exchange Assigned	2,000,701	Direct	2,000,707	0	0	0	Ö	. 0	O.K.
85	Exchange Assigned	U	Direct	U	U	U	, 0	U	. 0	O.N.
	Total Fushanas Lina CRIME	\$2,888,761		\$2,888,761	\$0	\$0	\$0	\$0	\$0	01/
86	Total Exchange Line C&WF	\$2,000,701		\$2,000,701	φU	ψu	<b>\$</b> 0	. <del> </del>	<b>3</b> 0	O.K.
87		the contract of the contract o	5.	r.o.			••	40	•-	
88	Exchange Trunk, Message	\$0	Direct	\$0	\$0	\$0	\$0	\$0	\$ <u>o</u>	O.K.
89	Exchange Trunk, PL	0	Direct	0	0	0	0	. 0	0	O.K.
90										
91	Total Exchange Trunk C&WF	\$0		\$0	\$0	\$0	\$0	\$0	\$0	O.K.
92		_								
93	Interexchange Message	\$132,671	(G)	\$0	\$0	\$0	\$132,671	\$0	\$0	O.K.
94	Interexchange PL, WATS	0	(1)	0	0	0	0	0	0	O.K.
95	Interexchange Assigned	0	(G)	0	0	0	0	0	. 0 .	O.K.
96		***************************************		***************************************						
97	Total Interexchange C&WF	\$132,671		\$0	\$0	\$0	\$132,671	\$0	\$0	O.K.

Sheet "L" ENDING DECEMBER 31, 2002

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	******* FCC PART 69 ******* IntraLATA Investment Detail	Part 36 IntraLATA Total	Source or Apportion	Common Line	Local Switching	Information	Common Transport	Billing and Collection	Other	
	(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)	(1)	
111 112	H/R C&WF, Message H/R C&WF, WATS	\$107,700 0	(G) (I)	\$0 0	\$0 0	\$0 0	\$107,700 0	\$0 0	\$0 0	O.K. O.K.
113	H/R C&WF, Assigned	ő	Direct	ō	0	Ö	ō	ō	Ō	O.K.
114 115 116	Total Host/Remote C&WF	\$107,700		\$0	\$0	\$0	\$107,700	\$0	\$0	O.K.
117	Total Cable and Wire Facil.	\$3,129,131		\$2,888,761	\$0	\$0	\$240,371	\$0	\$0	O.K.
118 119 120	TANGIBLE ASSETS:									
121 122	Land and Support Leases	\$0	N28	0	0	. , <b>0</b>	0	. 0	0	O.K.
123	COE Operator Leases	\$0	32	\$0	\$0	\$0	\$0	\$0	\$0	O.K.
124	COE Tandem Switching Leases	0	34	0	0	0	. 0	. 0	0	O.K.
125	COE Local Switching Leases	0	39	0	- 0	0	0	0	0	O.K.
126 127	COE Transmission Leases	0	68	0	0	0	0	0	0	O.K.
128	Total COE Leases	\$0		\$0	\$0	\$0	\$0	\$0	\$0	O.K.
130 131	IOT Equipment Leases	\$0	78	<i>2</i> 0	0	. 0	0	0	0	O.K.
132 133	C&WF Leases	\$0	117	0	0	0	0	0	. 0	О.К.
134 135	Total Capital Leases	\$0		\$0	\$0	\$0	\$0	\$0	\$0	O.K.
136	Leasehold Impr., Alloc.	\$0	N37	0	0	0	0	. 0	0	O.K.
137 138	Leasehold Impr., Direct	0	Direct	0	0	0	0	0	0	O.K.
139 140	Total Leasehold Improvementsa	\$0		\$0	\$0	\$0	\$0	\$0	\$0	O.K.
141 142 143	Total Tangible Assets	\$0		\$0	\$0	\$0	\$0	\$0	\$0	O.K.
144 145 146	TOTAL INTANGIBLE ASSETS	\$0	N37	<b>\$0</b>	\$0	\$0	\$0	\$0	\$0	O.K.
147	PROPERTY HELD FOR FUTURE US	\$0	N46	0	0	0	О	. 0	0	O.K.

Sheet "L" ENDING DECEMBER 31, 2002

	FCC PART 69 ******* IntraLATA Investment Detail	Part 36 IntraLATA Total	Source or Apportion	Common Line	Local Switching	Information	Common Transport	Billing and Collection	Other	
	(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)	(1)	
161 162	PLANT UNDER CONSTRUCTION:									
163	Short-term	\$692	N46	\$398	\$189	\$0	\$104	<b>\$</b> 0	\$0	O.K.
164	Long-term	0	N46	0	0	0	0	0	0	O.K.
165 166 167	Total Pit. Under Const.	\$692		\$398	\$189	\$0	\$104	\$0	\$0	O.K.
168 169 170	TELEPHONE PLANT ADJUSTMENT	\$0	N46	\$0	\$0	\$0	\$0	\$0	\$0	O.K.
171 172	CLASS B RTB STOCK	\$0	N37	\$0	\$0	\$0	\$0	\$0	\$0	O.K.
173 174	MATERIALS AND SUPPLIES	\$34,654	N37	\$19,964	\$9,488	\$0	\$5,202	\$0	\$0	O.K.
175 176	CASH WORKING CAPITAL	\$30,793	N37	\$17,739	\$8,431	\$0	\$4,622	\$0	\$0	O.K.
177	EQUAL ACCESS INVESTMENT	\$0	Direct	\$0	\$0	\$0	\$0	\$0	\$0	O.K.

Sheet "M" ENDING DECEMBER 31, 2002

	FCC PART 69 FINANCE FOR THE FOR THE PART 69 FINANCE FOR THE PART 69 FINANCE FOR THE FO	Part 36 IntraLATA Total	Source or Apportion	Common Line	Local Switching	Information	Common Transport	Billing and Collection	Other	
	(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)	(1)	
13	ACCUM. DEPRECIATION, TPIS:									
14 15 16	Support Assets COE Switching	\$1,655,929 1,228,782	N28 L44	\$509,506 0	\$740,463 1,228,782	\$0 0	\$405,959 0	\$0 0	\$0 0	O.K. O.K.
17 18 19	COE Operator COE Transmission IOT Equipment	0 171,372 0	L32 L68 L78	0 116,209 0	0 0 0	0	0 55,163 0	0 0 0	0 0 0	O.K. O.K. O.K.
20 21 22	Cable and Wire Facilities Other Plant	1,676,592 0	L117 N37	1,547,801 0	0	0 0	128,791 0	0 0	0 0	O.K. O.K.
23 24	Total Accum. Depr., TPIS	\$4,732,675		\$2,173,516	\$1,969,245	\$0	\$589,913	\$0	\$0	O.K.
25 26	ACCUM. AMORTIZATION:									
27 28	Accum. Depreciation, PHFU Accum. Amort., Tangible Inv.	\$0 0	N37 N37	\$0 \$0	\$0 \$0	\$0 \$0	\$0 \$0	\$0 \$0	\$0 \$0	O.K. O.K.
29 30 31	Accum. Amort., Intang. Inv. Accum. Amort., Other	0	N37 N37	\$0 \$0	\$0 \$0	\$0 \$0	\$0 \$0	\$0 \$0	\$0 \$0	O.K. O.K.
32	Tot. Accum. Amortization	\$0		\$0	\$0	\$0	\$0	\$0	\$0	O.K.
34 35 36	Total Accum. Depr./Amort.	\$4,732,675		\$2,173,516	\$1,969,245	\$0	\$589,913	\$0	\$0	O.K.
37 38	ACCUM. DEF. INC. TAXES, NET:									
39 40	Support Assets COE Switching	\$0 0	N28 L44	\$0 0	\$0 0	\$0 0	\$0 0	\$0 .0	\$0 0	O.K. O.K.
41 42 43	COE Operator COE Transmission IOT Equipment	. 0	L32 L68 L78	0 0	0 0 0	0 0	0	. 0	0 0 0	O.K. O.K. O.K.
44 45	Cable and Wire Fac. Unclassified	0	L117 N37	0	0 0	0 0	0	0	0	O.K. O.K.
46 47	Total Accum. Def. Inc. Taxes	\$0		\$0	\$0	\$0	\$0	\$0	\$0	O.K.

DTG Community Telephone

	******* FCC PART 69 ******* Apportionment Factors	Part 36 IntraLATA Total	Source	Common Line	Local Switching	Information	Common Transport	Billing and Collection	Other	
	(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)	(I)	
13 14 15	Central Office Equipment Info. Orig./Term. Eqpt. C&W Facilities	\$2,185,161 0 3,129,131	L70 L78 L117	\$746,302 0 2,888,761	\$1,084,598 0 0	\$0 0 0	\$354,261 0 240,371	\$0 0 0	\$0 0 0	O.K. O.K. O.K.
16 17 18 19	Total Factor	\$5,314,293 1.000000		\$3,635,063 0.684016	\$1,084,598 0.204091	\$0 0.000000	\$594,632 0.111893	\$0 0.000000	\$0 0.000000	O.K. O.K.
20 21 22	Sum: Sw., Trans., Other Factor	\$1,679,229 1.000000	17	\$0 0.000000	\$1,084,598 0.645890	\$0 0.000000	\$594,632 0.354110	\$0 0.000000	\$0 0.000000	O.K. O.K.
23 24 25 26	Central Office Equipment Info. Orig./Term. Eqpt. C&WF, Excl. Exch. Message	\$2,185,161 0 240,371	L70 L78 L117-83	\$746,302 0 0	\$1,084,598 0 0	\$0 0 0	\$354,261 0 240,371	\$0 0 0	\$0 0 0	O.K. O.K. O.K.
27 28 29	Total Factor	\$2,425,532 1.000000		\$746,302 0.307686	\$1,084,598 0.447159	\$0 0.000000	\$594,632 0.245155	\$0 0.000000	\$0 0.000000	O.K. O.K.
30 31 32 33 34	General Support Facilities Central Office Equipment Info. Orig./Term. Eqpt. C&W Facilities Equal Access Investment	\$2,137,015 2,185,161 0 3,129,131 0	L25 13 14 15 L177	\$657,530 746,302 0 2,888,761	\$955,585 1,084,598 0 0 0	\$0 0 0 0	\$523,900 354,261 0 240,371 0	\$0 0 0 0	\$0 0 0 0	O.K. O.K. O.K. O.K. O.K.
35 36 37 38	Total Factor	\$7,451,307 1.000000		\$4,292,593 0.576086	\$2,040,183 0.273802	\$0 0.000000	\$1,118,532 0.150112	\$0 0.000000	\$0 0.000000	O.K. O.K.
39 40 41	Sum: Com. Ln., Sw., Trans. Factor	\$7,451,307 1.000000	36	\$4,292,593 0.576086	\$2,040,183 0.273802	\$0 0.000000	\$1,118,532 0.150112	\$0 0.000000	\$0 0.000000	O.K. O.K.
42 43 44	COE Cat. 2 Factor IOT Cat. 1 Factor	1.000000 1.000000	Direct Direct	0.000000 1.000000	0.000000 0.000000	0.000000 0.000000	1.000000 0.000000	0.000000 0.000000	0.000000 0.000000	O.K. O.K.
45 46	Total TPIS Factor	\$7,451,307 1.000000	K26	\$4,292,593 0.576086	\$2,040,183 0.273802	\$0 0.000000	\$1,118,532 0.150112	\$0 0.000000	\$0 0.000000	O.K. O.K.

•	Part 36								
****** FCC PART 69 ****** Apportionment Factors	IntraLATA Total	Source	Common Line	Local Switching	Information	Common Transport	Billing and Collection	Other	
(A)	(B)	(0)	(D)	(E)	(F)	(9)	(H)	€	
Interstate Equiv. Factor Wtd. Std. Work Seconds	0.000000	Direct Direct	0.000000	0.000000	0.000000	0.000000	0.000000	0.000000	0 0 7. 7.
"BIG THREE" Expenses Factor	\$348,439 1.000000	0171	\$175,111 0.502557	\$104,611 0.300226	0.000000	\$59,058 0.169494	\$9,659 0.027721	0.000000	0.K.
Net Investment Factor	\$2,784,771 1.000000	113	\$2,157,178 0.774634	\$89,046 0.031976	0.000000	\$538,547 0.193390	\$0.000000	0.000000	0 0 7. 7.

60 61 62 63 64 65 66

DTG Community Telephone

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	******* FCC PART 69 ******* Operating Expenses and Taxes	Part 36 IntraLATA Total	Apportion	ommon Line		ocal Iching	Inform	ation	Common Transport	Billing and Collection	C	Other	
	(A)	(B)	(C)	 (D)	22.000	(E)	(	F)	(G)	(H)		(1)	
13	PLANT SPEC. OPER. EXPENSE:												
14 15 16 17	Network Support, Alloc. Network Support, Direct	\$0 0	N37 Direct	\$0 0		\$0 0		\$0 0	\$0 0	\$0 0		\$0 0	0.K. 0.K.
18	Total Network Support Exp.	\$0		\$0		\$0		\$0	\$0	\$0		\$0	O.K.
20 21 22	General Support, Alloc. General Support, Direct	\$141,051 0	N30 Direct	\$43,399 0		\$63,072 0		\$0 0	\$34,579 0	\$0 0		\$0 0	O.K. O.K.
23	Total General Support Exp.	\$141,051		\$43,399		\$63,072		\$0	\$34,579	\$0		\$0	O.K.
24 25 26 27	Central Office Eq., Alloc. Central Office Eq., Direct	\$30,069 0	N31 Direct	\$10,269 0		\$14,924 0		\$0 0	\$4,875 0	\$0 0		\$0 0	O.K. O.K.
28	Total COE Exp.	\$30,069		\$10,269		\$14,924		\$0	\$4,875	\$0		\$0	O.K.
29 30 31 32 33	Cust. Premises Equip. Other IOT IOT Direct	\$0 0 0	L76 N43 Direct	\$0 0 0		\$0 0 0		\$0 0 0	\$0 0 0	\$0 0 0		\$0 0 0	O.K. O.K. O.K.
34	Total IOT Exp.	\$0		\$0		\$0		\$0	\$0	\$0	,	\$0	O.K.
35 36 37 38	Cable & Wire, Alloc. Cable & Wire, Direct	\$65,262 0	N33 Direct	\$60,249 0		\$0 0		\$0 0	\$5,013 0	\$0 0		\$0 0	O.K. O.K.
39	Total C&WF Exp.	\$65,262		\$60,249		\$0		\$0	\$5,013	\$0		\$0	O.K.
40 41 42	TOTAL PLT. SPEC. OPER. EXP.	\$236,381		\$113,917		\$77,996		\$0	\$44,467	. \$0		\$0	O.K.
43	TOTAL PLT. SPEC., ex SUPPORT	\$95,330		\$70,518		\$14,924		\$0	\$9,888	\$0		\$0	O.K.

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	******* FCC PART 69 ******* Operating Expenses and Taxes	Part 36 IntraLATA Total	Apportion	С	ommon Line	**********	Local Switching	Informat	ion		nmon nsport	Billing a Collection		 Other		
	(A)	(B)	(C)		(D)		(E)	(F)	)		(G)	(H)	)	(1)		
57 58	NON-SPECIFIC OPER. EXP.:															
59 60	Oth. Plt. and Equip., Alloc. Oth. Plt. and Equip., Direct	\$11,786 0	N18 Direct		\$8,00	62 0	\$2,405 0		\$0 0		\$1,319 0		\$0 0		\$0 0	O.K. O.K.
61 62 63	Total Oth. Plt. & Equip.	\$11,786	٠		\$8,0	62	\$2,405	, ~	\$0	•	\$1,319		\$0		\$0	O.K.
64 65 66	Network Operations, Alloc. Network Operations, Direct	\$71,848 0	N18 Direct		\$49,1	45 0	\$14,664 0		\$0 0		\$8,039 0	4 N	\$0 0		\$0 0	O.K. O.K.
67 68	Total Network Oper. Exp.	\$71,848			\$49,1	45	\$14,664	-	\$0		\$8,039		\$0		\$0	O.K.
69 70	Total Access Expenses	\$0	Direct		,	\$0	\$0		\$0		\$0		\$0		\$0	O.K.
71	Depr., Support Assets	\$393,034	L23		\$120,9		\$175,748		\$0		\$96,354		\$0		\$0	O.K.
72	Depr., COE Switching	321,472	L44			0	321,472		. 0		0		0		0	O.K.
73	Depr., COE Operator	0	L32			0	0		0		0		Ü		0	O.K.
74	Depr., COE Transmission Depr., IOT Equipment	16,964	L68 L78		11,50	U	U		. 0		5,460 0		. 0		0	O.K.
75 76	Depr., C&W Facilities	229,740	L117		212,09	•			. 0		17,648		. 0		. 0	O.K. O.K.
77 78	Depr., PHFU	0	L147		212,0	0	0		0		0		. 0		0	0.K.
79 80	Total Depreciation Expense	\$961,209			\$344,5	27	\$497,220		\$0	;	119,463		\$0		\$0	O.K.
81	Amort., Tangible Assets	\$0	L141			\$O	\$0		\$0		\$0		\$0		\$0	O.K.
82	Amort., Intangible Assets	0	L144			0	0		0		0		0		0	O.K.
83	Other Amortization	0	Direct			0	. 0		0		0		0		0	O.K.
84 85	Direct Assigned Amort.	0	Direct			0	0	••••	0		0		0		0	O.K.
86 87	Total Amortization Exp.	\$0			!	\$0	\$0		\$0		\$0	•	\$0		\$0	O.K.
88 89	Total Depr. and Amort.	\$961,209			\$344,52	27	\$497,220		\$0	:	119,463		\$0		\$0	O.K.
90	TOTAL NON-SPEC. OPER. EXP.	\$1,044,844			\$401,73	34	\$514,289		<b>\$</b> 0	;	128,821		\$0		\$0	O.K.

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	******* FCC PART 69 ******* Operating Expenses and Taxes	Part 36 IntraLATA Total	Apportion	C	omn Lin		Loca Switchi		Informat	lion	Common Transport	g and ection		Ot	her	
	(A)	(B)	(C)		(D	))	(E)		(F	)	(G)	 (H)			(1)	
104	CUSTOMER OPERATIONS EXPENSE:															
105 106 107 108	Marketing, Allocable Marketing, Direct	\$6,619 0	N37 Direct			\$3,813 0	\$	1,812 0	, , <u></u>	\$0 0	\$994 0		\$0 0	· .	\$0 0	O.K. O.K.
109	Total Marketing Expense	\$6,619				\$3,813	\$	1,812		\$0	\$994		\$0		\$0	O.K.
111 112 113	Operator Service, Alloc. Operator Service, Direct	\$0 0 	N61 Direct			\$0 0		\$0 0		\$0 0	\$0 0 		\$0 0	_	\$0 0	O.K. O.K.
114 115	Total Operator Service	\$0				\$0		\$0		\$0	\$0		\$0		\$0	O.K.
116 117 118	Classified Directory Alphabetical Directory Foreign Directory	\$0 0 0	Direct (F) Direct			\$0 0 0		\$0 0 0		\$0 0 0	\$0 0 0		\$0 0 0		\$0 0 0	0.K. 0.K. 0.K.
119 120 121	Total Directory	\$0				\$0		\$0		\$0	\$0		\$0		\$0	O.K.
122	Bus. Ofc., EU Presubscription	0	N40			\$0		\$0		\$0	\$0		\$0		\$0	O.K.
123	Bus. Ofc., Reserved	0	(1)			0		0		0	0		0		. 0	O.K.
124	Bus. Ofc., EU Access PL & All Other	0	(H)			. 0		0	,	0	. 0		0		0	O.K.
125	Bus. Ofc., EU Message	0	(H)			0		. 0		0	0		0		0	O.K.
126	Bus. Ofc., EU Reserved	0	(1)			0		0		. 0	0		0		0	O.K.
127	Bus. Ofc., IX Special Access	. 0	(1)			. 0				0	0		0		. 0	O.K.
128	Bus. Ofc., IX Switched Access	271	N40			156		74		0	41		0		0	O.K.
129	Bus. Ofc., IX Billing and Collection Bus. Ofc., Coin Collection & Administr	. 0	(H)			0		. 0		0	0		U		0	O.K.
130 131 132	Bus. Ofc., Reserved	0	(D) (I)			0		0	****	0	0		0		0	O.K. O.K.
133	Total Business Office	\$271				\$156		\$74		\$0	\$41	•	\$0		\$0	O.K.
135	Cust. Serv., Msg. Process	\$0	(H)			0		0		0	0		0		0	O.K.
136	Cust. Serv., Other B&C	8,705	(H)			0		0		0	0	8,7	'05		0	O.K.
137	Cust. Serv., CABS	10,676	N21			0	1 1	6,895		0	3,780		0		0	O.K.
138 139	Cust. Serv., EU Common Line	0	(H)			0		0		0	0		0	_	0	O.K.
140 141	Total Customer Service	\$19,381				\$0	\$	6,895		\$0	\$3,780	\$8,7	'05		\$0	O.K.
142	Total BO, CS, OS, Dir.	\$19,652				\$156	\$	6,969		\$0	\$3,821	\$8,7	05	•	\$0	O.K.

	******* FCC PART 69 ******* Operating Expenses and Taxes	Part 36 IntraLATA Total	Apportion	(	Common Line	Local Switching	Informa	tion	Common Transport	Billing and Collection	Other	
	(A)	(B)	(C)		(D)	(E)	(F	)	(G)	(H)	(1)	
158 159	Other Cust. Serv., Alloc. Other Cust. Serv., Direct	\$2,153 0	142 Direct		\$17 0	\$764 0		\$0 0	\$419 0	\$954 0	\$0 0	O.I
160 161 162	Total Other Cust. Serv.	\$2,153			\$17	\$764		\$0	\$419	\$954	\$0	0.
163	TOTAL CUSTOMER OPER. EXP.	\$28,424			\$3,986	\$9,545		\$0	\$5,233	\$9,659	\$0	0.
165 166	"BIG-THREE" EXPENSES:											
167	Total Plt. Specific Exp.	\$236,381	41		\$113,917	\$77,996		\$0	\$44,467	\$0	\$0	Ο.
168	Total Plt Non-specific Exp.	83,634	62 + 67 +69		57,207	17,069		0	9,358	0	0	Ο.
169 170	Total Customer Operations	28,424	163		3,986	9,545		0	5,233	9,659	0	Ο.
171 172	TOTAL "BIG THREE" EXPENSES	\$348,439			\$175,111	\$104,611		\$0	\$59,058	\$9,659	\$0	0
173 174	CORPORATE OPERATIONS EXPENSE:											
175 176	Exec. and Planning, Alloc. Exec. and Planning, Direct	\$19,501 0	N64 Direct		\$9,800 0	\$5,855 0		\$0 0	\$3,305 0	\$541 0	\$0 0	0.
177 178 179	Total Exec. and Planning	\$19,501			\$9,800	\$5,855		\$0	\$3,305	\$541	\$0	0
180	Admin. & General, Allocable	\$361,350	N64		\$181,599	\$108,487		\$0	\$61,247	\$10,017	\$0	0
181 182	Admin. & General, Direct	20,000	Direct		10,338	6,176		0	3,486	0	0	0
183 184	Total Admin, and Gen.	\$381,350			\$191,937	\$114,663		\$0	\$64,733	\$10,017	\$0	0
185 186	TOTAL CORPORATE OPERATIONS	\$400,851			\$201,737	\$120,517		\$0	\$68,038	\$10,558	\$0	0
187 188	NON-INCOME TAXES:											
189 190 191 192	Non-income Taxes, Allocable Non-income Taxes, Direct	\$2,441 0	N37 Direct		\$1,406 0	\$668 0		\$0 0	\$366 O	\$0 0	\$0 0	0
193 194	Total Non-income Taxes	\$2,441			\$1,406	\$668		\$0	\$366	\$0	\$0	0
195	TOTAL OPER. EXP. AND TAXES	\$1,712,941			\$722,781	\$723,017		\$0	\$246,926	\$20,217	\$0	0

	******* FCC PART 69 ****** InterLATA Revenue Requirement Summary	Inte	art 36 erLATA Total		Source		Com Li	mon ne	)	S	Loca Switchi		Infor	mation		Com Trans	imon sport		ing ar llectio			Other		
	(A)		(B)		(C)		(	D)			(E)	)		(F)		(	G)		(H)	)		(1)		
13 14	Net Investment Rate of Return		10.00	\$0 0%	Q52 B19			10.0	\$0 00%		. 10	\$0 0.00%		\$ 10.009	60 %		\$0 10.00%		10	\$0 0.00%		10.0	\$0 00%	O.K. O.K.
15 16 17	Return on Rate Base			\$0					\$0			\$0		\$	50	-	\$0			\$0		******	\$0	O.K.
18 19 20 21	AFUDC ITC Amortization Other Return Adjustments			\$0 0 0	T37 T37 Direct				0 0			0 0 0			0 0 0	· _	0 0 0			0 0 0			0 0 0	0.K. 0.K. 0.K.
22	Net Return			\$0					\$0			\$0		\$	60	_	\$0			\$0			\$0	O.K.
24 25 26 27 28	Interest Expense Capitalized Payroll Taxes Depreciation Adjustment Other Income Adjustments			\$0 0 0	T67 T37 T37 Direct				0 0 0			0 0 . 0			0 0 0		0 0 0			0 0 0			0 0	O.K. O.K. O.K. O.K.
29 30	After Tax Income			\$0					\$0			\$0		\$	60		\$0			\$0			\$0	O.K.
31 32 33 34 35 36	State Income Taxes Federal Income Taxes Operating Expenses and Taxes Uncollectibles Other Revenue Adjustments			\$0 0 0 0	29 29 U195 Direct Direct				\$0 0 0 0			\$0 0 0 0			0 0 0 0		\$0 0 0 0			\$0 0 0 0			\$0 0 0 0	O.K. O.K. O.K. O.K. O.K.
37 38	Basis for Gross Receipts Tax			0 1	16+31+32+33				0			0			0		0			0			. 0	O.K.
39 40 41 42	Gross Receipts Tax			0	37				0			0			.0		0			0	٠.		0	O.K.
43	TOTAL REVENUE REQUIREMENT	====	=====	\$0		==		:===	\$0	===		\$0	====	\$	0	=====	\$0	===:	====	\$0 =====	===		\$0 ====	O.K.

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DTG Community Telephone

					DIG Community rele	priorie				
	******* FCC PART 69 ******* InterLATA Investment Summary	Part 36 InterLATA Total	Source	Common Line	Local Switching	Information	Common Transport	Billing and Collection	Other	
	(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)	(1)	
13 14	Land and Support Assets	\$0	R25	\$0	\$0	\$0	\$0	\$0	\$0	O.K.
15	Central Office Equipment	\$0	R70	\$0	\$0	\$0	\$0	\$0	\$0	O.K.
16	Info. Term./Orig. Equipment	0	R78	0	0	. 0	0	0	0	O.K.
17 18	Cable and Wire Facilities	0	R117	0	0	0	0	0	0	O.K.
19 20	Total COE, IOT, C&WF	\$0		\$0	\$0	\$0	\$0	\$0	\$0	O.K.
21 22	Total Tangible Assets	\$0	R141	\$0	\$0	\$0	\$0	\$0	\$0	O.K.
23	Total Tele. Plt. ex Intang.	\$0		\$0	\$0	\$0	\$0	\$0	\$0	O.K.
24 25	Total Intangible Assets	. 0	R144	0	<u> </u>		0	0	0	O.K.
26	Total Plant In Service	\$0		\$0	\$0	\$0	\$0	\$0	\$0	O.K.
27	Total Plt. Held Future Use	0	R147	0	0	0	0	0	0	O.K.
28	Total ST PUC	0	R163	. 0	0	0	0	. 0	0	O.K.
29	Total LT PUC	0	R164	0	0	. 0	. 0	. 0	Ō	O.K.
30 31	Total Tel. Plt. Adjust.	0	R169		0				0	O.K.
32 33	TOTAL TELEPHONE PLANT	\$0		\$0	\$0	\$0	\$0	\$0	\$0	O.K.
34	less:						_	_	_	
35	Accum. Depr., Plt. in Serv.	0	S23	0	0	0	0	0	. 0	O.K.
36	Accum. Depr. PHFU	. U	S27 S28	U	0	0	0	0	0	O.K.
37 38	Accum. Amort. Tangible Plt. Accum. Amort. Intangibles	Ü	S28 S29	. 0	0	_	. 0	0	0	O.K.
39	Accum. Amort. mangioles Accum. Amort. Other	0	S29 S30	U	0	. 0	•	0	0	O.K.
40	Accum. Def. Inc. Taxes, Net	u	S47	U	0	0	. 0	. 0	0	O.K.
41 42	plus:	·	547							O.K.
43 44	Other Assets	O	Direct	0	0	0	0	. 0	0	O.K.
45 46	NET TELEPHONE PLANT plus:	\$0		\$0	\$0	\$0	\$0	\$0	\$0	O.K.
47	Class B RTB Stock	. 0	R171	0	0	. 0	0	0	. 0	O.K.
48	Materials and Supplies	0	R173	0	0	0	. 0	0	. 0	O.K.
49	Cash Working Capital	. 0	R175	. 0	0	0	0	. 0	0	O.K.
50 . 51	Equal Access Investment	0	R177	0	0	0	0	. 0	0	O.K.
	NET INVESTMENT	\$0 =========		\$0 =========	\$0 ==========	\$0 ======	\$0 ========	\$0	\$0 ========	O.K.

					3.2.7.5		N			•									
	InterLATA Investment  Detail	Part 36 InterLATA Total	Source or Apportion		Comm Line		s	Local witchir		Info	ormatic	on	Com Trans		Billing Colle		C	Other	
	(A)	(B)	(C)	-	(D)	)		(E)	-		(F)	-	(1	3)		(H)		(1)	
13	LAND AND SUPPORT ASSETS:																		
14 15	Land Assets, Message	\$0 0	T28 T28			\$0			\$0			\$0 0		\$0 0		\$0 0		\$0 0	O.K. O.K.
16 17	Land Assets, Private Line		120										· .		-				0.14.
18 19	Total Land Assets	\$0				\$0			\$0			\$0		\$0		\$0		\$0	O.K.
20	Support Assets, Message	0	T28			\$0			\$0			\$0		\$0		\$0		\$0	O.K.
21	Support Assets, Private Line	0	T28		-	0			0			0	- 11 <u>-</u>	0		0		. 0	O.K.
23 24	Total Support Assets	\$0				\$0			\$0			\$0		\$0		\$0		\$0	O.K.
25 26	Total Land and Supp. Assets	\$0				\$0			\$0			\$0		\$0		\$0		\$0	O.K.
27 28	CENTRAL OFFICE EQUIPMENT:																		
29	Operator Sys., DA	\$0	(F)			\$0			\$0			\$0		\$0		\$0		\$0	O.K.
30 31	Operator Sys., Other	. 0	(1)			0			0			0		0		0		0	O.K.
32	Total Operator Systems	\$0				\$0			\$0			\$0		\$0		\$0		\$0	O.K.
34	Tandem Switching	\$0	(G)			\$0			\$0			\$0		\$0		\$0		\$0	O.K.
35 36	Tandem Assigned	0	Direct			0			0			0		0		0		. 0	O.K.
37 38	Total Tandem Switching	\$0				\$0			\$0			\$0		\$0		\$0		\$0	О.К.
39	Local Switching	\$0	(E)			\$0			\$0			\$0		\$0		\$0		\$0	O.K.
40 41	Local Assigned	0	Direct			0			0		*****	0		0		0		0	O.K.
42 43	Total Local Switching	\$0				\$0			\$0			\$0		\$0		\$0		\$0	O.K.
44	Total Switching	\$0				\$0			. \$0			\$0		\$0		\$0		\$0	O.K.

Sheet "R" ENDING DECEMBER 31, 2002

	InterLATA Investment  Oetail  (A)	Part 36 InterLATA Total	Source or Apportion				ocal ching	Informatio	on	Common Transport	Billing and Collection	Oth	er	
	(A)	(B)	(C)	(D)		(	(E)	(F)	_	(G)	(H)	(1	)	
	COE Exch. Trunk COE Exch. Line - Message COE Exch. Line - PL etc.	\$6	D (D)		\$0 0		\$0 0 0		\$0 0 0	\$0 0 0	\$0 0 0		\$0 0 0	O.K. O.K. O.K.
63 64	COE Exch. Line - Assigned COE Interexchange, Message COE Interexchange, PL COE Interexchange, Assigned COE H/R Message		Direct (G) (I) (G) (G) (G) (G)		0 0		0 0 0 0		0 0	0 0 0 0	0 0 0 0		0 0 0 0	O.K. O.K. O.K. O.K. O.K.
66 67	COE H/R Assigned		Direct		0	· -	0	· ·	0	0	0	· .	0	O.K.
68 69 70	Total COE Transmission  Total Central Office Equip.	\$6			\$0 \$0		\$0 \$0		\$0 \$0	\$0 \$0	\$0 \$0		\$0 \$0	O.K. O.K.
71 72 73	IOT EQUIPMENT:													
74 75 76 77	Public Telephone Coinless Pay Phone Customer Premises Equipment	\$1 (	D (D)		\$0 0 0		\$0 0 0		\$0 0 0	\$0 0 0	\$0 0 0		\$0 0 0	O.K. O.K. O.K.
78 79 80	Total IOT Equipment  CABLE AND WIRE FACILITIES:	\$6	 D		\$0		\$0		\$0	\$0	\$0		\$0	O.K.
81 82 83 84	Exchange PL and WATS Exchange Message Exchange Assigned	\$( (			\$0 0 0		\$0 0 0		\$0 0 0	\$0 0 0	\$0 0 0		\$0 0 0	O.K. O.K. O.K.
85 86 87	Total Exchange Line C&WF	\$0	 D		\$0	-	\$0		\$0	\$0	\$0		\$0	O.K.
88 89 90	Exchange Trunk, Message Exchange Trunk, PL	\$( 	Direct Direct		\$0 0		\$0 0		\$0 0	\$0 0	\$0 0		\$0 0	O.K. O.K.
91 92	Total Exchange Trunk C&WF	\$0	)	<del></del>	\$0	• • • • • • • • • • • • • • • • • • •	\$0		\$0	\$0	\$0	-	\$0	O.K.
93 94 95 96	Interexchange Message Interexchange PL, WATS Interexchange Assigned		(G) (I) (G)	e ee oo	\$0 0 0		\$0 0 0		\$0 0 0	\$0 0 0	\$0 0 0		\$0 0 0	O.K. O.K. O.K.
	Total Interexchange C&WF	\$0	_		\$0		\$0		\$0	\$0	\$0		\$0	O.K.

Sheet "R" ENDING DECEMBER 31, 2002

			100	 							
	InterLATA Investment Detail	Part 36 InterLATA Total	Source or Apportion	mmon Line	Local Switchin		Information	Common Transport	Billing and Collection	Other	
	(A)	(B)	(C)	(D)	(E)	-	(F)	(G)	(H)	(1)	
111 112 113	H/R C&WF, Message H/R C&WF, WATS H/R C&WF, Assigned	\$0 0 0	(G) (I) Direct	\$0 0 0		\$0 0 0	\$0 0 0	\$0 0 0	\$0 0 0	\$0 0 0	O.K. O.K. O.K.
114 115 116	Total Host/Remote C&WF	\$0		\$0		\$0	\$0	\$0	\$0	\$0	O.K.
117	Total Cable and Wire Facil.	\$0		\$0		\$0	\$0	\$0	\$0	\$0	O.K.
119 120	TANGIBLE ASSETS:								*		
121 122	Land and Support Leases	\$0	T28	\$0		\$0	\$0	» <b>\$0</b>	\$0	\$0	O.K.
123 124 125 126	COE Operator Leases COE Tandem Switching Leases COE Local Switching Leases COE Transmission Leases	\$0 0 0 0	32 34 39 68	\$0 0 0		\$0 0 0	\$0 0 0	\$0 0 0	\$0 0 0	\$0 0 0 0	O.K. O.K. O.K. O.K.
127 128	Total COE Leases	\$0		\$0		\$0	\$0	\$0	\$0	\$0	O.K.
129 130	IOT Equipment Leases	\$0	78 .	\$0		\$0	\$0	\$0	\$0	\$0	O.K.
131 132 133	C&WF Leases	\$0	117	\$0		\$0	\$0	\$0	\$0	\$0	O.K.
134 135	Total Capital Leases	\$0		\$0		\$0	\$0	\$0	\$0	\$0	O.K.
136 137 138	Leasehold Impr., Alloc. Leasehold Impr., Direct	\$0 0	T37 Direct	\$0 0	1999 (1997) 1992 <u>(1</u> 997)	\$0 0	\$0 0	\$0 0	\$0 0	\$0 0	O.K. O.K.
139 140	Total Leasehold Improvementsa	\$0		\$0	:	\$0	\$0	\$0	\$0	\$0	O.K.
141 142	Total Tangible Assets	\$0		\$0		\$0	\$0	\$0	\$0	\$0	O.K.
143 144 145	TOTAL INTANGIBLE ASSETS	\$0	T37	\$0		\$0	\$0	\$0	\$0	\$0	O.K.
146 147	PROPERTY HELD FOR FUTURE US	\$0	T46	\$0		\$0	\$0	\$0	\$0	\$0	O.K.

28-Jun-2002

				· · · · · · · · · · · · · · · · · · ·												
	FCC PART 69 ******* InterLATA Investment Detail	Part 36 InterLATA Total	Source or Apportion	Comm		Local Switchir		Informat	ion 	Commo		Billing a		0	ther	
	(A)	(B)	(C)	(D	)	(E)	_	(F)		(G)		(H	)		(1)	
161	PLANT UNDER CONSTRUCTION:															
162 163 164	Short-term Long-term	\$0 0	T46 T46		\$0 0		\$0 0		\$0 0		\$0 0		\$0 0		\$0 0	O.K. O.K.
165 166 167	Total Plt. Under Const.	\$0			\$0		\$0		\$0		\$0		\$0		\$0	O.K.
168 169	TELEPHONE PLANT ADJUSTMENT	\$0	T46		\$0		\$0		\$0		\$0		\$0		\$0	O.K.
170 171	CLASS B RTB STOCK	\$0	T37		\$0		\$0		\$0		\$0		\$0		\$0	O.K.
172 173	MATERIALS AND SUPPLIES	\$0	T37		\$0		\$0		\$0		\$0		\$0		\$0	O.K.
174 175	CASH WORKING CAPITAL	\$0	T37		\$0		\$0		\$0		\$0		\$0		\$0	O.K.
176 177	FOUAL ACCESS INVESTMENT	\$0	Direct		\$0		\$0		\$0		\$0		\$0		\$0	O.K.

	******* FCC PART 69 ******* InterLATA Reserves and Deferrals	Part 36 InterLATA Total	Source or Apportion	Commor Line	1	Local Switching		Informatio	n	Common Transport		g and ection	Other	
	(A)	(B)	(C)	(D)		(E)		(F)	,	(G)		(H)	(1)	
13	ACCUM. DEPRECIATION, TPIS:													
14			T00		••				œ.			Φn.	¢o.	O.K.
15		\$0 0	T28 R44		\$0		\$0 n		\$0 0	\$0	,	\$0 0	\$0 0	O.K.
	COE Switching	_			0		0		0			0	0	O.K.
- 17		0	R32 R68		Ü		0		Ü		,	. 0	0	O.K.
18		•			. 0		0		. 0	(	,	0	0	O.K. O.K.
19	IOT Equipment	0	R78		0		Ü		.0	,	,	U		O.K. O.K.
20	Cable and Wire Facilities	0	R117		0		U		Ü	Ų		0	. 0	0.K. 0.K.
21	Other Plant	. 0	T37		0		U		0			0	0	U.K.
22							•••				-			014
23	Total Accum. Depr., TPIS	\$0			\$0		\$0		\$0	\$0	)	\$0	\$0	O.K.
24 25 26	ACCUM, AMORTIZATION:													
27	Accum. Depreciation, PHFU	0	T37		\$0		\$0		\$0	\$0	)	\$0	\$0	O.K.
28	Accum, Amort., Tangible Inv.	0	T37		0		0		o	·		0	Ô	O.K.
29	Accum. Amort., Intang. Inv.	0	T37		0		0		0	C	}	. 0	0	O.K.
30	Accum. Amort., Other	0	T37		0		0		0	(	)	0	0	O.K.
31		*************												
32	Tot. Accum, Amortization	\$0			\$0		\$0		\$0	\$0	)	\$0	\$0	O.K.
33		·												
34	Total Accum, Depr./Amort.	\$0			\$0		\$0		\$0	\$0	)	\$0	\$0	O.K.
35	·													
36														
37	ACCUM, DEF. INC. TAXES, NET:													
38														
39	Support Assets	\$0	T28		\$0		\$0		\$0	\$0	}	\$0	\$0	O.K.
40	COE Switching	0	R44		0		0		0	Ċ	)	0	0	O.K.
41	COE Operator	0	R32		0		0		. 0	. (	)	0	0	O.K.
42	COE Transmission	0	R68		0		0		0	(	)	. 0	. 0	O.K.
43	IOT Equipment	0	R78		0		0		0	C	)	0	0	O.K.
44	Cable and Wire Fac.	0	R117		Ō		0		ō	Ċ	)	0	Ō	O.K.
45	Unclassified	Ö	T37		ō		ō		ō	č		Ō	ő	O.K.
46									-		_			
	Total Accum. Def. Inc. Taxes	\$0			\$0		\$0		\$0	\$0	)	\$0	\$0	O.K.

						·					
	******* FCC PART 69 ******* Apportionment Factors	Part 36 InterLATA Total	Source	С	ommon Line	Local Switching	Information	Common Transport	Billing and Collection	Other	
	(A)	(B)	(C)		(D)	(E)	(F)	(G)	(H)	(1)	
13 14 15 16	Central Office Equipment Info. Orig./Term. Eqpt. C&W Facilities	\$0 0 0	R70 R78 R117		\$0 0 0	\$0 0 0	\$0 0 0	\$0 0 0	\$0 0 0	\$0 0 0	O.K. O.K. O.K.
17 18 19	Total Factor	\$0 0.000000			\$0 0.000000	\$0 0.000000	\$0 0.000000	\$0 0.000000	\$0 0.000000	\$0 0.000000	O.K. O.K.
20 21 22	Sum: Sw., Trans., Other Factor	\$0 0.000000	17		0,000000,0	\$0 0.000000	\$0 0.000000	\$0 0.000000	\$0 0.000000	\$0 0.000000	O.K. O.K.
23 24 25 26	Central Office Equipment Info. Orig./Term. Eqpt. C&WF, Excl. Exch. Message	\$0 0 0	R70 R78 R117-83		\$0 0 0	\$0 0 0	\$0 0 0	\$0 0 0	\$0 0 0	\$0 0 0	O.K. O.K. O.K.
27 28 29	Total Factor	\$0 0.000000			\$0 0,000000	\$0 0.000000	\$0 0.000000	\$0 0.000000	\$0 0.000000	\$0 0,000000	O.K. O.K.
30 31 32 33 34 35	General Support Facilities Central Office Equipment Info. Orig./Term. Eqpt. C&W Facilities Equal Access Investment	\$0 0 0 0	R25 13 14 15 R177		\$0 0 0 0	\$0 0 0 0	\$0 0 0 0	\$0 0 0 0	\$0 0 0 0	\$0 0 0 0	O.K. O.K. O.K. O.K. O.K.
36 37 38	Total Factor	\$0 0.000000			\$0 0.000000	\$0 0.000000	\$0 0.000000	\$0 0.000000	\$0 0.000000	\$0 0.000000	0.K. 0.K.
39 40 41	Sum: Com. Ln., Sw., Trans. Factor	\$0 0.000000	36		\$0 0.000000	\$0 0.000000	\$0 0.000000	\$0 0.000000	\$0 0.000000	\$0 0.000000	O.K. O.K.
42 43 44	COE Cat. 2 Factor IOT Cat. 1 Factor	1.000000 1.000000	Direct Direct		0.000000 1.000000	0.000000 0.000000	0.000000 0.000000	1.000000 0.000000	0.000000 0.000000	0.000000	O.K. O.K.
45 46	Total TPIS Factor	\$0 0.000000	Q26		\$0 0,000000	\$0 0.000000	\$0 0.000000	\$0 0.000000	\$0 0.000000	\$0 0.000000	O.K. O.K.

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		0 0 X X	0.0 7.7.	0 0 7. 7.
Other	ε	0.000000	0.000000	0.000000
Billing and Collection		0.000000	0.000000	0.000000
Common Transport	(9)	0.000000	0.000000	0.00000
Information	(F)	0.000000	0.000000	0.000000
Local Switching	(E)	0.000000	0.000000	0.00000
Common	(D)	0.000000	0.000000	0.00000
Source	(O)	Direct Direct	U171	P13
Part 36 InterLATA Total	(B)	0.000000	0.000000	0.000000
	(A)	<ul><li>60 Interstate Equiv. Factor</li><li>61 Wtd. Std. Work Seconds</li></ul>	62 "BIG THREE" Expenses 64 Factor	65 66 Net Investment 67 Factor
		ΦΦ	000	တတ္

Sheet "U" ENDING DECEMBER 31, 2002

	Operating Expenses and Taxes  (A)	Part 36 InterLATA Total	Apportion	Comm Line		Loca Switchi		Informa	tion	Common Transport	Billing and Collection		Other	
	(A)	(B)	(C)	(D)	)	(E)		(F	7)	(G)	(H)		(1)	
13 14	PLANT SPEC. OPER. EXPENSE:													
15 16	Network Support, Alloc. Network Support, Direct	\$0 0	T37 Direct		\$0 0		\$0 0		\$0 0	\$0 0		\$0 0	\$0 0	O.K. O.K.
17 18 19	Total Network Support Exp.	\$0			\$0		\$0		\$0	\$0		\$0	\$0	O.K.
20 21	General Support, Alloc. General Support, Direct	\$0 0	T30 Direct		\$0 0		\$0 0		\$0 0	\$0 0		\$0 0	\$0 0	O.K. O.K.
22 23 24	Total General Support Exp.	\$0			\$0		\$0		\$0	\$0	,	\$0	\$0	O.K.
25 26 27	Central Office Eq., Alloc. Central Office Eq., Direct	\$0 0	T31 Direct		\$0 0		\$0 0		\$0 0	\$0 0		\$0 0	\$0 0	O.K. O.K.
28 29	Total COE Exp.	\$0			\$0		\$0		\$0	\$0	-	\$0	\$0	O.K.
30 31 32	Cust. Premises Equip. Other IOT IOT Direct	\$0 0 0	R76 T43 Direct		\$0 0 0		\$0 0 0		\$0 0 0	\$0 0 0		\$0 0 0	\$0 0 0	O.K. O.K. O.K.
33 34 35	Total IOT Exp.	\$0			\$0	-	\$0		\$0	\$0		\$0	\$0	O.K.
36 37 38	Cable & Wire, Alloc. Cable & Wire, Direct	\$0 0	T33 Direct		\$0 0		\$0 0		\$0 0	\$0 0		\$0 0	\$0 0	O.K. O.K.
39 40	Total C&WF Exp.	\$0			\$0		\$0		\$0	\$0		\$0	\$0	O.K.
41 42	TOTAL PLT. SPEC. OPER. EXP.	\$0			\$0		\$0		\$0	\$0		\$0	\$0	O.K.
43	TOTAL PLT. SPEC., ex SUPPORT	\$0			\$0		\$0		\$0	\$0		\$0	\$0	O.K.

270 Community releptions													
	******* FCC PART 69 ******* Operating Expenses and Taxes	Part 36 InterLATA Total	Apportion	Common Line	Ś	Local witching	Info	ormation	Common Transport		ng and ection	Other	
	(A)	(B)	(C)	(D)		(E)		(F)	(G)		(H)	(1)	
57 58	NON-SPECIFIC OPER. EXP.:												
59	Oth. Plt. and Equip., Alloc.	\$0	T18	\$0		\$0		\$0	\$0		\$0	\$0	O.K.
60 61	Oth. Plt. and Equip., Direct	0	Direct	0	_	0	l 	0	0	_	0	0	O.K.
62	Total Oth. Plt. & Equip.	\$0		\$0		\$0	- 1 	\$0	\$0	-	\$0	\$0	O.K.
64	Network Operations, Alloc.	\$0	T18	\$0		\$0	,	\$0	\$0		\$0	\$0	O.K.
65	Network Operations, Direct	0	Direct	0		0		0	0		0	0	O.K.
66	Total Nationals Const. Even	\$0		\$0	-	\$0	<u> </u>	\$0	\$0		\$0	\$0	O.K.
67 68	Total Network Oper. Exp.	ΦU		φυ				, au	φυ		ΦU	Φυ	U.K.
69 70	Total Access Expenses	\$0	Direct	\$0		\$0	)	\$0	\$0		\$0	\$0	O.K.
71	Depr., Support Assets	\$0	R23	\$0		\$0	+	\$0	\$0		\$0	\$0	O.K.
72	Depr., COE Switching	0	R44	0		0	1	0	0		0	. 0	O.K.
73	Depr., COE Operator	0	R32	0		0	1	0	0		0	0	O.K.
74	Depr., COE Transmission	0	R68	0		. 0	1	0	0		0	. 0	O.K.
.75	Depr., IOT Equipment	0	R78	0		0	1	0	0		. 0	0	O.K.
76	Depr., C&W Facilities	. 0	R117	0		. 0	1	0	0		0	0	O.K.
77	Depr., PHFU	0	R147	0		0	1	0	0		0	. 0	O.K.
. 78		***************************************			-		-						
79 80	Total Depreciation Expense	\$0		\$0		\$0	)	\$0	\$0		\$0	\$0	O.K.
81	Amort., Tangible Assets	\$0	R141	\$0		\$0	ı	\$0	\$0		\$0	\$0	O.K.
82	Amort., Intangible Assets	0	R144	0		0		ō	0		Ö	Õ	O.K.
83	Other Amortization	Ō	Direct	Ō		Õ	1	. 0	0		Ö	Ö	O.K.
84	Direct Assigned Amort.	Ō	Direct	Ö		n		Õ	0		ñ	Ö	O.K.
85	Sirede / Golgina / Wilose		Direct		_								O.K.
86 87	Total Amortization Exp.	. \$0		\$0		\$0	+	\$0	\$0		\$0	\$0	O.K.
88 89	Total Depr. and Amort.	\$0		\$0		\$0	)	\$0	\$0		\$0	\$0	O.K.
	TOTAL NON-SPEC. OPER. EXP.	\$0		\$0		\$0	ı	\$0	\$0		\$0	\$0	O.K.

Sheet "U" ENDING DECEMBER 31, 2002

	Operating Expenses and Taxes  (A)	Part 36 InterLATA Total	Apportion	 Commo Line		Loca Switchir		Informa	tion	Comi		Billing a		C	Other	
	(A)	(B)	(C)	(D)		(E)		(F	)	(0	3)	(H	)		(I)	
104 105	CUSTOMER OPERATIONS EXPENSE:															
106	Marketing, Allocable	\$0	T37		\$0		\$0		\$0		\$0		\$0		\$0	O.K.
107 108	Marketing, Direct	0	Direct		0		0		0		0		0		0	O.K.
109	Total Marketing Expense	\$0			\$0		\$0		\$0		\$0		\$0		\$0	O.K.
111	Operator Service, Alloc.	\$0	T61		\$0		\$0		\$0		\$0		\$0		\$0	O.K.
112	Operator Service, Direct	0	Direct		. 0		. 0		. 0		0		0		0	O.K.
113 114	Total Operator Service	\$0	•		\$0		\$0		\$0		\$0		\$0		\$0	O.K.
115 116	Classified Directory	\$0	Direct		\$0		\$0		\$0		\$0		\$0		\$0	O.K.
117	Alphabetical Directory	0	(F)		0		0		0		0		0		0	O.K.
118	Foreign Directory	0	Direct		. 0		0		0		0		0		. 0	O.K.
119																
120 121	Total Directory	\$0			\$0		\$0		\$0		\$0		\$0		\$0	O.K.
122	Bus. Ofc., EU Presubscription	. 0	T40		\$0		\$0		\$0		\$0		\$0		\$0	O.K.
123	Bus. Ofc., Reserved	0	(1)		0		0		0		0		0		0	O.K.
124	Bus. Ofc., EU Access PL & All Other	0	(H)		0		. 0		0		0		0		0	O.K.
125	Bus. Ofc., EU Message	0	(H)		0		0		. 0		. 0		0		0	O.K.
126	Bus, Ofc., EU Reserved	. 0	(1)		. 0		. 0		0		0		. 0		0	O.K.
127	Bus. Ofc., IX Special Access	. 0	(I)		. 0		0		0		0		. 0		0	O.K.
128	Bus. Ofc., IX Switched Access	0	T40		- 0		0		. 0		0		0		0	O.K.
129	Bus. Ofc., IX Billing and Collection	. 0	(H)		0		0		0		0		0		0	O.K.
130	Bus. Ofc., Coin Collection & Administr	. 0	(D)		0		. 0		0		. 0		0		. 0	O.K.
131	Bus. Ofc., Reserved	- 0	(i)		. 0		0		0		0		. 0		0	O.K.
132																
133 134	Total Business Office	\$0			\$0		\$0		\$0		\$0		\$0		\$0	O.K.
135	Cust. Serv., Msg. Process	\$0	(H)		0		0		0		0		0		Ō	O.K.
136	Cust, Serv., Other B&C	0	(H)		0		. 0		0		0		0		0	O.K.
137	Cust. Serv., CABS	0	T21		0		0		0		0		0		.0	O.K.
138 139	Cust. Serv., EU Common Line	0	(H)		0		0		0		0		0		0	O.K.
140 141	Total Customer Service	\$0			\$0		\$0		\$0		\$0		\$0		\$0	O.K.
	Total BO, CS, OS, Dir.	\$0			\$0		\$0		\$0		\$0		\$0		\$0	O.K.

	****** FCC PART 69 ******	Part 36										
	Operating Expenses and Taxes	InterLATA Total	Apportion	Common Line		Local Switching		Information	Common Transport	Billing and Collection	Other	
	(A)	(B)	(C)	(D)		(E)		(F)	(G)	(H)	(1)	
	Other Cust. Serv., Alloc. Other Cust. Serv., Direct	\$0 0	142 Direct		\$0 0		\$0 0	\$0 0	\$0 0	\$0 0	\$0 0	O.K. O.K.
	Total Other Cust. Serv.	\$0			\$0		\$0	\$0	\$0	\$0	\$0	O.K.
162 163 164	TOTAL CUSTOMER OPER. EXP.	\$0			\$0		\$0	\$0	\$0	\$0	\$0	O.K.
165 166	"BIG-THREE" EXPENSES:											
168 169	Total Plt. Specific Exp. Total Plt Non-specific Exp. Total Customer Operations	\$0 0 0	41 62 + 67 +69 163		\$0 0 0		\$0 0 0	\$0 0 0	\$0 0 0	\$0 0 0	\$0 0 0	O.K. O.K. O.K.
170 171 172	TOTAL "BIG THREE" EXPENSES	\$0			\$0		\$0	\$0	\$0	\$0	\$0	O.K.
	CORPORATE OPERATIONS EXPENSE:									•		
	Exec. and Planning, Alloc. Exec. and Planning, Direct	\$0 0	T64 Direct		\$0 0		\$0 0	\$0 0	\$0 0	\$0 0	\$0 0	O.K. O.K.
	Total Exec. and Planning	\$0			\$0		\$0	\$0	\$0	\$0	\$0	O.K.
181	Admin. & General, Allocable Admin. & General, Direct	\$0 0	T64 Direct		\$0 0		\$0 0	\$0 0	\$0 0	\$0 0	\$0 0	O.K. O.K.
182 183 184	Total Admin. and Gen.	\$0		-	\$0		\$0	\$0	\$0	\$0	\$0	O.K.
186	TOTAL CORPORATE OPERATIONS	\$0			\$0		\$0	\$0	\$0	\$0	\$0	O.K.
188	NON-INCOME TAXES:	•										
	Non-income Taxes, Allocable Non-income Taxes, Direct	\$0 0	T37 Direct		\$0 0		\$0 0	\$0 0	\$0 0	\$0 0	\$0 0	O.K. O.K. O.K.
	Total Non-income Taxes	\$0			\$0		\$0	\$0	\$0	\$0	\$0	O.K.
	TOTAL OPER. EXP. AND TAXES	\$0 =========			\$0 ===	========	\$0 ==≈	\$0 ========	\$0 =========	\$0 ========	\$0 =========	O.K.

### Sheet "V" Input Documentation, Page 1

### SOUTH DAKOTA PUC INTRASTATE ACCESS COST MODEL

COMPANY NAME ...... PERIOD ADDRESSED ......... RUN DATE AND TIME ...... DTG Community Telephone
ENDING DECEMBER 31, 2002
28-Jun-2002 ......

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NOTES: SEE SHEET "G" TO INPUT PART 36 ALLOCATION FACTORS.

#### Intrastate

										dotato					- 1
				5 (1 5 (1		Messa	age Teleph	one Servic	e		Priv	ate Line		TO1	
	******* FCC PART 36 *******	TOTAL COMPANY	Source/ Allocator	Interstate and Other		InterL	ATA	IntraLA	TA	InterLA	ΓA	IntraLA	TA	INTRAS	
	(A)	(B)	(C)	(D)		(E	:)	(F)		(G)		(H	)	(	i)
	PLANT INVESTMENT DETAIL:														
21	Land, Allocable	0													
22		. 0			0		0		0		0		0		0
23		0													
. 24	Aircraft	0													
25	Special Purpose Vehicles	0				·									
26		. 0													
27	Other Work Equipment	. 0				·									
28	Buildings, Allocable	10,094,340													
29	Buildings, Direct	0			0		0		0		0		. 0		0
30	Furniture	0								****					
31	Office Equipment	0		· ·											
. 32		0													
33	CAT 1 Oper. Sys., TSPS	0													
34	CAT 1 Oper. Sys., Other TSPS	0													
35	CAT 1 Oper. Sys., Aux. Pos.	0		,											
36	CAT 1 Oper. Sys., Other	0			0		0		O		0		0		0
37	CAT 2 Tandem Sw. Allocable	0				· · · · · · · · · · · · · · · · · · ·									
. 38		0			0		0		0		0		0		0
39	CAT 3 Local Sw. Allocable	3,983,918		·		;									
40	CAT 3 Local Sw. Direct	0	***		0		0		. 0		0		0		0
41	CAT 4.12 Exchange Trunk	671,960								·					
42	CAT 4,12 Exch. Tr. Direct	0			0		0		0		0	•	0		0
43	CAT 4.13 Exch. Ln. Msg., PL & WAT!	3,037,469													
44	Reserved	. 0													
45	CAT 4.13 Direct	0			0		0		0		0		0		0
46	CAT 4.23 Message, PL & WATS	2,335,612													
47	Reserved	0													
48	CAT 4.23 Direct	0			0		0		Ò		0		0		0
49	CAT 4.3 H/R Message	591,841													
50		0			0		0		0		0		0		0
- 51	CAT 4.3 Direct	0			0		0		0		0		0		0
52	CAT 1 Other IOT Equipment	0								<u> </u>					
53	CAT 1 Coinless Pay Phones	0			0		0		0		0		0		0
	•														

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SOUTH DAKOTA PUC INTRASTATE ACCESS COST MODEL

DTG Community Telephone ENDING DECEMBER 31, 2002

### Intrastate

					1.22	<u> </u>				
		<b>TOTAL</b>				Message Telep	ohone Service	Pri	vate Line	TOTAL
	******* FCC PART 36 *******	TOTAL COMPANY	Source/ Allocator	Interstate and Other		InterLATA	IntraLATA	InterLATA	IntraLATA	INTRASTATE
	(A)	(B)	(C)	(D)		(E)	(F)	(G)	(H)	(1)
70	CAT 2 CP Equipment	0		. (	0	. 0	0	0	0	0
71	Reserved	0	-							
72		0		****						
73	CAT 1.3 Joint Msg., Cat. 1.1 & 1.2 PL	11,757,331				. · · <u></u>		·	***	
74	Other CAT 1 C&WF	0	*****	. (	ט	0	0	0	0 ,	0
75		185,694								
76	CAT 2 C&WF, Wideband	0			0	. 0	0	0	0	0
77	CAT 3 Joint Message & PL/WATS	1,682,416	*							
78	Reserved	0								
79	CAT 3 Direct	477,093		477,09	3 .	. 0	0	0	0	0
80	CAT 4 Message	379,011	***							
81	CAT 4 WATS	0			0	0	0	. 0	0	0
	CAT 4 Direct	ō			0	0	0	0	0	0
83	Allocable Support Leases	ñ	-		_					****
- B4	Direct Support Leases	ñ			0	0	0	0	0	0
85		n			•	-	-			
86	COE Tandem Switch	ñ								
87	COE Local Switch	'n								
- 88		. 0								
89	COE Direct	0		4	0	. 0	·	0	. 0	0
90	IOT Leases	Ö			Ö	ő	Ö	. 0	. 0	Ō
91	C&WF Leases	ň	****		n .	ő	. 0	Ō	0	. 0
92		Ô			U					·
93	Leasehold Imp. COE Switching	. 0							***	
94		0								
95	Leasehold Imp. COE Trans.	Ö								
96	Leasehold Imp. IOT	. 0			0	0	. 0	Ó	. 0	. 0
97	Leasehold Imp. C&WF	0			0	ő.	Ö	o ·	. 0	ō
	Leasehold Imp. Other	0			0	Ö	0	Ö	0	. 0
98	Allocable Acct. No. 2690	0		· '	J					
99	Direct Acct, No. 2690	0			0	0		0	0	0
100		160,377			U			<u></u>		
101	Materials and Supplies	100,377								-
102		. 0								
103	Tele. Pit. Adjust Alloc.	0	***		0		0	0	0	0
104	Tele. Pit. Adjust Direct				0	0	0	0	0	0
105	Other Assets, Net	0 0			0	0	0	0	0	0
106	Other Liab., Def. Cr., Net	U			U	U	· U	Ų	·	U

### SOUTH DAKOTA PUC INTRASTATE ACCESS COST MODEL

DTG Community Telephone ENDING DECEMBER 31, 2002

Intrastate

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						100	44								
	· · · · · · · · · · · · · · · · · ·					Mess	age Telep	hone Servic	:e		Priva	te Line		TOTA	Λ1
	****** FCC PART 36 *******	TOTAL COMPANY	Source/ Allocator	Interstate and Other		InterLA	TA	IntraLAT	A	InterLA	ГА	IntraLAT	4	INTRAST	
	(A)	(B)	(C)	(D)		(E	)	(F)	-	(G)		(H)		(1)	)
123	TPUC Short Term, Alloc.	3,267													
124	TPUC Short Term, Direct	0			0		0		0		0		0		0
125	TPUC Long Term, Alloc.	0										***			
126	TPUC Long Term, Direct	0			0		0		0		0		0		0
127															
128	RESERVES AND DEFERRALS:														
129	Acc. Depr. Support Assets	7,821,895												****	
130	Acc. Depr. COE Switching	4,513,533													
131	Acc, Depr. COE Operator	0													
132	Acc. Depr. COE Transmission	1,033,462													
133	Acc. Depr. IOT Equipment	0													
134	Acc. Depr. Cable and Wire Facilities	7,759,227				·									
135	Acc, Depr. Other Plant	0			0		0		0		0		0		0
136	Accum. Amort., Tangible Inv.	0													
137	Accum. Amort., Intang. Inv.	0													
138	Accum. Amort., Other	0			0		0		0		0		0		0
139	Acc. Def. IT Support Assets	0	•••											~~~	
140	Acc. Def. IT COE Switching	0													
141	Acc. Def. IT COE Operator	0													
142	Acc. Def. IT COE Trans.	0													
143	Acc. Def. IT IOT Equipment	0						·							
144	Acc. Def. IT C&WF	0		~											
145	Acc. Def. IT Unclassified	0			0		0		0		0		0		D
146															
147	OPERATING EXPENSES AND TAXES:														
148	Network Support, Alloc.	0		****						·				~	
149	Network Support, Direct	. 0			0		0		0		0	•	0		0
150	General Support, Alloc.	666,262													
151	General Support, Direct	0			0		0		0		. 0		0		0
152	Central Office Eq., Alloc.	146,147												~	
153	Central Office Eq., Direct	0			0		0		. 0		0		0		0
154	Cust. Premises Equip.	0												*	
155	Coinless Pay Phone Exp.	0												****	
156	Other IOT	0													
157	IOT Direct	0			0		0		0		0		0		0
158	Cable & Wire, Alloc.	302,030						- <del></del>							
159	Cable & Wire, Direct	0			0		0		0		0		0		0

### SOUTH DAKOTA PUC INTRASTATE ACCESS COST MODEL

DTG Community Telephone ENDING DECEMBER 31, 2002

Intrastate

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							Mes	sage Tele	phone Serv	ice		Priva	ite Line		 	
	****** FCC PART 36 ******	TOTAL COMPANY	Source/ Allocator		rstate Other		InterL	 4ТА	IntraLA	TA	InterLAT	A	IntraLAT	4	OTAL STATE	Ξ
	(A)	(B)	(C)		(D)		(E	=	(F)	)	(G)	-	(H)	•	 (1)	
176	Oth. Pit. and Equip., Alloc.	55,673														
177	Oth. Plt. and Equip., Alloc.	0,0,00				0		0		0		0		0		0
	Network Operations, Alloc.	339,380				Ŭ				-						
178		339,300				n		. 0		0		0		0		0
179	Network Operations, Direct	26,265			26,26	•		Ö		Ö		Ö		Ö		ō
180	Total Access Expense				20,20	J		U		J		Ū		·		-
181	Depr., Support Assets	1,856,522														
182	Depr., COE Switching	1,180,822														
183	Depr., COE Operator	0														
184	Depr., COE Transmission	102,300														
185	Depr., IOT Equipment	0														
186	Depr., C&W Facilities	1,063,233														
187	Amort., Tangible Assets	0														
188	Amort., Intangible Assets	0							·							
189	Other Amortization	. 0				0		0		0		0		0		0
190	Direct Assigned Amort.	0				0		0		0		0		0		0
191	Marketing, Allocable	15,263							· ·							
192	Marketing, Direct	0				0		0		0		0		0		0
193	Operator Service, Alloc.	Ō														
194	Operator Service, Direct	Ô				O		. 0		0		0		0		0
195	Classified Directory	Õ				ō		. 0		Ō		0		0		0
196	Alphabetical Directory	n				•				-		_				
	Foreign Directory	0														
197		84.581														
198	Bus. Ofc., EU Presubscription	119,912														
199	Bus. Ofc., EU MTS & WATS															
200	Bus. Ofc., EU Access, P/L & all Other	0														
201	Bus. Ofc., IXC Special Access	0														
202	Bus. Ofc., IXC Switched Access	388														
203	Bus. Ofc., IXC B & C Services	0														
204	Coin Collect & Admin.	. 0														
205	Cust. Svc., Direct	. 0	***			0		. 0		0		0		0		0
206	Cust. Serv., Msg. Process	0														
207	Cust. Serv., Other B&C	44,153	-													
208	Cust. Serv., CABS	21,351	****													
209	Cust. Serv., EU Common Line	2,324			2,32	24		0		0		0		0		0
210	Other Cust. Serv., Alloc.	29,879			-,											
211	Other Cust. Serv., Direct	224			22	24		0		. 0		0		0		0
212	Exec. and Planning, Alloc.	110,229								-		-		-		-
213	Exec. and Planning, Direct	110,223				0		0		0		0		0		0
213	LAGO, and Flatining, Direct	. 0				-		J		v		-		-		Ū

SOUTH DAKOTA PUC INTRASTATE ACCESS COST MODEL

DTG Community Telephone ENDING DECEMBER 31, 2002

Intrastate

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					_	M	essag	e Teleph	one Serv	ice		Priva	ate Line		т,	DTAL
	****** FCC PART 36 *******	TOTAL COMPANY	Source/ Allocator		state Other	Int	erLAT	Ά	IntraL	ATA	InterLAT	ГА	IntraLA	TA		ASTATE
•	(A)	(B)	(C)		(D)		(E)		(1	F)	(G)		(H	)		(1)
230	Admin. & General, Allocable	2,042,505				- " <u>-</u> -	-									
231	Admin, & General, Direct	40,000			20,000			0		20,000		0		0		20,000
232	Non-income Taxes, Allocable	11,530	·													
233	Non-income Taxes, Direct	405			405			0		0		0		0		0
234	•															
235	OTHER INCOME STATEMENT:															
236	State Income Tax Rate	0.00%				-										
237	Federal Income Tax Rate	34.00%				·							***			
238	Gross Receipts Tax Rate	4.00%														
239	Rate of Return	10.00%				-										
240	AFUDC	. 0					-									
241	ITC Amortization	. 0														
242	Other Return Adjustments	0			0			0		0		0		0		0
243	Contributions	. 0														
244	Interest Expense	. 0							·							
245	Capital Lease Expense	0									· . · <del></del>					
246	Capitalized Payroll taxes	0				- 100 - <del>-</del>	-									
247	Depreciation Adjustment	. 0				<del></del>				_				- 1	-	
248	Other Income Adjustments	0			, 0			0		0		0		0		0
249	Uncollectibles	. 0			0			0		. 0		0		- 0		0
250	Other Revenue Adjustments	(2,400)			(1,892)			. 0		(508)		0		0		(508)
251	Other Revenue Taxes	0			0			0		. 0		0		Ū		0
252																

Sheet "V" Input Documentation, Page 6

28-Jun-2002 ......

SOUTH DAKOTA PUC INTRASTATE ACCESS COST MODEL.
DTG Community Telephone
ENDING DECEMBER 31, 2002

TOTA	(I) 0
Private Line	(H) 0
Pri	(G) 0
Private Line	(F) 0
Priv	InterLATA (E) 58 229,601 3,503
	Other (D) 65 3,164 31
	Source/ Allocator (C)
	TOTAL COMPANY (B) 7,149 271,811
	271 Working Loops 272 Equivalent Interexchange Ctc. Miles 273 Interexchange Circuit Terminations

Intrastate

Interstate

# South Dakota Public Utilities Commission WEEKLY FILINGS For the Period of June 27, 2002 through July 3, 2002

If you need a complete copy of a filing faxed, overnight expressed, or mailed to you, please contact Delaine Kolbo within five business days of this report. Phone: 605-773-3705 Fax: 605-773-3809

### **CONSUMER COMPLAINTS**

CE02-002 In the Matter of the Complaint filed by Tanya Stahl, Huron, South Dakota, against NorthWestern Public Service Company Regarding Denied Service.

Complainant states that after moving into her residence, she requested service to be placed in her name. She was told by NorthWestern that it refuses to provide service to her because the former occupant had an outstanding balance with NorthWestern. Complainant states that she was told by NorthWestern that it had a voice recorded conversation where Complainant stated her roommate Chris was moving out so she needed service in her name. Complainant denies making this statement. Complaint requests that NorthWestern be required to connect her service, pay for any damages which were caused by the lack of service, and also to provide a copy of the voice recorded conversation.

Staff Analyst: Mary Healy Staff Attorney: Kelly Frazier Date Docketed: 07/03/02 Intervention Deadline: N/A

CT02-024 In the Matter of the Complaint filed by Dennis Sever, Administrator, on behalf of Bethany Lutheran Home, Sioux Falls, South Dakota, against McLeodUSA Telecommunications Services, Inc. Regarding Contract and Billing Dispute.

Complainant's representative states that in 2001, that it updated the facility to have high speed internet DSL service. McLeodUSA could not offer this service to the facility, so the Complainant changed its provider to lonex. By switching to lonex, the Complainant was also able to receive lower long distance rates than what it received from McLeodUSA. Complainant's representative states that it was told it should be released from the McLeodUSA contract under stipulation #6 "Most Favored Customer" in its contract with McLeodUSA. The lonex representative then told the Complainant to write a letter of termination to McLeodUSA. Complainant was then double billed from McLeodUSA and lonex for long distance calls and also assessed a termination fee from McLeodUSA. Complainant has since received notification from McLeodUSA that it has a credit balance and still owes a termination fee. Complainant's representative requests that McLeodUSA release it from any termination fees and pay Complaint \$2,511.42 for the double billings.

Staff Analyst: Mary Healy

Staff Attorney: Kelly Frazier Date Docketed: 06/27/02 Intervention Deadline: N/A

### **TELECOMMUNICATIONS**

TC02-077 In the Matter of the Establishment of Switched Access Revenue Requirement for Union Telephone Company.

On June 27, 2002, Union Telephone Cooperative, Hartford, South Dakota, filed a switched access cost study developing a revenue requirement and minutes of use that are included in the revenue requirement and minutes of use used to determine the switched access rates for the Local Exchange Carrier Association.

Staff Analyst: Harlan Best Staff Attorney: Karen Cremer Date Docketed: 06/27/02

Intervention Deadline: 07/19/02

TC02-078 In the Matter of the Establishment of Switched Access Revenue Requirement for Bridgewater-Canistota Independent Telephone Company.

On June 27, 2002, the Bridgewater-Canistota Telephone Company filed a switched access cost study developing a revenue requirement and minutes of use that are included in the revenue requirement and minutes of use used to determine the switched access rates for the Local Exchange Carrier Association.

Staff Analyst: Heather Forney Staff Attorney: Karen Cremer Date Docketed: 06/27/02

Intervention Deadline: 07/19/02

TC02-079 In the Matter of the Establishment of Switched Access Revenue Requirement for Kennebec Telephone Company.

On June 27, 2002, Kennebec Telephone Company, Kennebec, South Dakota, filed a switched access cost study developing a revenue requirement and minutes of use that are included in the revenue requirement and minutes of use used to determine the switched access rates for the Local Exchange Carrier Association.

Staff Analyst: Keith Senger Staff Attorney: Karen Cremer Date Docketed: 06/27/02

Intervention Deadline: 07/19/02

TC02-080 In the Matter of the Establishment of Switched Access Revenue

### Requirement for Beresford Municipal Telephone Company.

On June 27, 2002, Beresford Municipal Telephone Company, Beresford, South Dakota, filed a switched access cost study developing a revenue requirement and minutes of use that are included in the revenue requirement and minutes of use used to determine the switched access rates for the Local Exchange Carrier Association.

Staff Analyst: Harlan Best Staff Attorney: Karen Cremer Date Docketed: 06/27/02

Intervention Deadline: 07/19/02

TC02-081 In the Matter of the Filing for Approval of an Amendment to an Interconnection Agreement between Qwest Corporation and New Edge Network, Inc. d/b/a New Edge Networks.

On June 27, 2002, the Commission received for approval a Filing for Approval of an Amendment to an Interconnection Agreement between Qwest Corporation (Qwest) and New Edge Network, Inc. d/b/a New Edge Networks. According to the parties, the Amendment is made in order to add to the Agreement the terms, conditions and rates for Private Line to Unbundled Loop Conversions, as set forth in Exhibit A to the Amendment. Any party wishing to comment on the agreement may do so by filing written comments with the Commission and the parties to the agreement no later than July 17, 2002. Parties to the agreement may file written responses to the comments no later than twenty days after the service of the initial comments.

Staff Attorney: Kelly Frazier Date Docketed: 06/27/02

Initial Comments Due: 07/17/02

TC02-082 In the Matter of the Filing by 1-800-RECONEX, Inc. for Approval of its Switched Access Tariff and Rates.

On May 31, 2002, 1-800-RECONEX, (Reconex) Inc. filed an Access Tariff with the Commission. Although Reconex is not yet providing service in the state of South Dakota, they currently provide service in other states via total service resale (TSR.) Reconex now intends to provide service through TSR and unbundled network element platform (UNE-P.)

Staff Analyst: Michele Farris Staff Attorney: Kelly Frazier Date Docketed: 06/28/02

Intervention Deadline: 07/19/02

TC02-083 In the Matter of the Filing for Approval of an Adoption Agreement between Qwest Corporation and VP Telecom, Inc.

On July 1, 2002, the Commission received for approval a Filing of Wireline Adoption Interconnection Agreement and ISP Amendment to Agreement between VP Telecom (Telecom) and Qwest Corporation (Qwest). According to the parties, Telecom chooses to adopt, in its entirety, the terms and conditions of the Interconnection Agreement and any associated amendments, if applicable, between Sprint Communications Company and Qwest f/k/a US West Communications, Inc. which was approved by the Commission on November 13, 2001, in Docket No. TC01-151. The filing also includes an ISP Bound Traffic Amendment to the Interconnection Agreement between Telecom and Qwest to change the definitions of "Bill and Keep," "Information Service" and "Information Service Access." Any party wishing to comment on the agreement may do so by filing written comments with the Commission and the parties to the agreement no later than July 22, 2002. Parties to the agreement may file written responses to the comments no later than twenty days after the service of the initial comments.

Staff Attorney: Kelly Frazier Date Docketed: 07/01/02

Initial Comments Due: 07/22/02

TC02-084

In the Matter of the Petition of Black Hills FiberCom, L.L.C. for a Declaratory Ruling Regarding ARSD 20:10:32:11 and Alternative Petition for Approval of an Amendment to Black Hills FiberCom, L.L.C.'s Local Calling Area Pursuant to ARSD 20:10:32:11.

Black Hills FiberCom, L.L.C. (FiberCom) has filed a Petition for Declaratory Ruling Regarding Application of ARSD § 20:10:32:11 and Alternative Petition for Approval of an Amendment to Black Hills FiberCom. L.L.C.'s Local Calling Exchange Area Pursuant to ARSD § 20:10:32:11. In its Petition for Declaratory Ruling, FiberCom requests that the Commission find that FiberCom does not need to obtain Commission approval prior to FiberCom charging its customers for utilizing non-network ISP services through Rapid City telephone numbers attached to PRIs purchased from Qwest. If the Commission determines that FiberCom must obtain approval, then FiberCom requests that the Commission approve the proposed amendment to FiberCom's local calling plan.

Staff Attorney: Rolayne Ailts Wiest

Date Docketed: 07/01/02

Intervention Deadline: 07/11/02

# TC02-085 In the Matter of the Establishment of Switched Access Rates for Qwest Corporation.

On July 1, 2002, Qwest Corporation filed a switched access cost study "in accordance with ARSD 20:10:27:07....Qwest Corporation is not asking for the Commission to change the switched access rate schedules at this time."

Staff Analyst: Heather Forney Staff Attorney: Karen Cremer Date Docketed: 07/01/02 Intervention Deadline: 07/19/02

# TC02-086 In the Matter of the Establishment of Switched Access Rates for Fort Randall Telephone Company and Mt. Rushmore Telephone Company.

On July 1, 2002, the Fort Randall Telephone Company and Mount Rushmore Telephone Company filed a switched access cost study developing a revenue requirement and minutes of use that are included in the revenue requirement and minutes of use used to determine the switched access rates for the Local Exchange Carrier Association.

Staff Analyst: Heather Forney Staff Attorney: Karen Cremer Date Docketed: 07/01/02

Intervention Deadline: 07/19/02

# TC02-087 In the Matter of the Establishment of Switched Access Rates for DTG Community Telephone.

On July 1, 2002, Dakota Community Telephone, Irene, South Dakota, filed a switched access cost study pursuant to the rules established by the Commission.

Staff Analyst: Harlan Best Staff Attorney: Karen Cremer Date Docketed: 07/01/02

Intervention Deadline: 07/19/02

# TC02-088 In the Matter of the Establishment of Switched Access Revenue Requirement for Roberts County Telephone Cooperative Association and RC Communications, Inc.

On July 1, 2002, Roberts County Telephone Cooperative Association and RC Communications, Inc., New Effington, South Dakota, filed a switched access cost study developing a revenue requirement and minutes of use that are included in the revenue requirement and minutes of use used to determine the switched access rates for the Local Exchange Carrier Association.

Staff Analyst: Keith Senger Staff Attorney: Karen Cremer Date Docketed: 07/01/02

Intervention Deadline: 07/19/02

# TC02-089 In the Matter of the Establishment of Switched Access Revenue Requirement for Tri-County Telcom, Inc.

On July 1, 2002, Tri- County Telecom, Inc., Emery, South Dakota, filed a switched access cost study developing a revenue requirement and minutes of use that are included in the revenue

requirement and minutes of use used to determine the switched access rates for the Local Exchange Carrier Association.

Staff Analyst: Keith Senger Staff Attorney: Karen Cremer Date Docketed: 07/01/02

Intervention Deadline: 07/19/02

TC02-090 In the Matter of the Establishment of Switched Access Rates for the Local Exchange Carriers Association.

On July 1, 2002, the Local Exchange Carriers Association (LECA) filed revised switched access tariff pages. The purpose of these revisions is to implement changes in rates as necessitated by revisions in member companies' revenue requirements and access minutes of use.

Staff Analyst: Harlan Best Staff Attorney: Karen Cremer Date Docketed: 07/01/02

Intervention Deadline: 07/19/02

TC02-091 In the Matter of the Establishment of Switched Access Rates for South Dakota Network, LLC.

On July 1, 2002, South Dakota Network, LLC (SDN) filed a switched access separations study, pursuant to the rules of the Commission. Revised pages to the SDN Tariff were filed to implement the change in revenue requirement.

Staff Analyst: Harlan Best Staff Attorney: Karen Cremer Date Docketed: 07/01/02

Intervention Deadline: 07/19/02

You may receive this listing and other PUC publications via our website or via internet e-mail. You may subscribe or unsubscribe to the PUC mailing lists at http://www.state.sd.us/puc

# BARKER WILSON REYNOLDS & BURKE

LAWYERS

4200 BEACH DRIVE P.O. Box 9335 RAPID CITY, SD 57709-9335 605.343.6400 • Fax: 605.343.4841

117 5TH AVENUE P.O. Box 100 Belle Fourche, SD 57717-0100 605.892.2743 \* FAX: 605.892.4273

REPLY TO: BELLE FOURCHE OFFICE

July 18, 2002

### VIA OVERNIGHT MAIL

Debra Elofson **Executive Director Public Utilities Commission** State Capitol 500 East Capitol Pierre, SD 57501

SOUTH DAKOTA PUBLIC ITILITIES COMMISSION

Re:

Kenneth E. Barker'

MICHAEL A. WILSON

Michael P. Reynolds"

IOHN W. BURKE"

S&S Community Telephone Company TC02-087

Dear Debra:

Enclosed please find the original and ten copies of each of S&S Communications' Petition to Intervene in the Matter of the Establishment of Switched Access Revenue Requirement for DTG Community Telephone for filing in the above-referenced matter.

By copies of this letter, copies of the same are being served upon the opposing parties via first class mail.

If you have any questions, please feel free to give me a call at any time.

Best regards.

Sincerely,

BARKER, WILSON, REYNOLDS & BURKE, L.L.P.

For the Firm

JWB/bb Enclosures

cc: S&S Communications

> John Coleman Ann Ludens

FEFFEVED

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JTILITIES COMMISSION
C02-087
MUNICATIONS' TO INTERVENE
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)

COMES NOW S&S Communications, by and through its attorney, John W. Burke, and, in accordance with A.R.S.D. 20:10:01:15.02, hereby moves the Commission for leave to intervene in the above-captioned matter. This Petition is based upon the following.

- 1. S&S Communications is a switch-based interexchange carrier located in Aberdeen, South Dakota. S&S Communications provides both intra and interstate message telecommunications services to its subscribers.
- 2. To provide intrastate message telecommunications services to its subscribers, S&S Communications requires the following switched access services from the Rural Local Exchange Carriers in South Dakota ("RLECs"): (1) Carrier Common Line Access Service (originating and terminating); (2) Local Switching (originating and terminating); and (3) Local Transport (originating and terminating). The RLECs necessarily includes DTG Community Telephone Company.
- 3. Because S&S Communications purchases switched access services from DTG Community Telephone any increase in the rates of such services will directly and immediately affect the pecuniary interests of S&S Communications as it will naturally affect S&S Communications' operating expenses.
- 4. Tariff filings, including charges for switched access services, always raise important and complex issues which should not be resolved without a careful and thorough

investigation. For example, there may be certain costs included that are ineligible because they have already been recovered, or are being recovered through other mechanisms.

5. In addition to the fact that the Commission's decision will directly and immediately affect the pecuniary interests of S&S Communications, the Commission's decision will directly and immediately affect the customers of switched access services in general.

WHEREFORE, S&S Communications respectfully requests leave to intervene in the above-captioned matter.

Dated this 18th day of July, 2002.

### BARKER, WILSON, REYNOLDS & BURKE, L.L.P.

Attorneys for S&S Communications

John W. Burke

117 5<sup>th</sup> Avenue P.O. Box 100

Belle Fourche, SD 57717-0100

Tel: (605) 723-8000 Fax: (605) 723-8010

### CERTIFICATE OF SERVICE

I, John W. Burke, hereby certify that on the 18th day of July, 2002, I caused a copy of the foregoing S&S COMMUNICATIONS' PETITION TO INTERVENE to be served upon:

John W. Coleman, CPA Olsen Thielen & Co., Ltd. 223 Little Canada Road St. Paul, MN 55117-1376

Ann Ludens Dakota Community Telephone P.O. Box 66 Irene, SD 57037

John W. Burke

# OF THE STATE OF SOUTH DAKOTA

IN THE MATTER OF THE ESTABLISHMENT	• )	ORDER GRANTING
OF SWITCHED ACCESS RATES FOR DTG	)	PETITION TO INTERVENE;
COMMUNITY TELEPHONE	)	ORDER ASSESSING FILING
	)	FEE
	í	TC02-087

On July 1, 2002, DTG Community Telephone (DTG) filed for approval by the Public Utilities Commission (Commission) its 2001 Intrastate Switched Access Cost Study.

On July 3, 2002, the Commission electronically transmitted notice of the filing and the intervention deadline of July 19, 2002, to interested individuals and entities. On July 19, 2002, the Commission received a Petition to Intervene from S&S Communications (S&S).

SDCL 49-31-12.6 authorizes the Commission to require a deposit of up to one hundred thousand dollars (\$100,000) in the South Dakota Public Utilities Commission's (SDPUC) regulatory assessment fee fund to defray Commission expenses incident to analyzing and ruling upon this type of filing.

The Commission has jurisdiction over this matter pursuant to SDCL 1-26-17.1, 49-1A-9, 49-31-12.6, 49-31-18, 49-31-19 and ARSD 20:10:01:15.02, 20:10:01:15.05, 20:10:27:07 and 20:10:27:08.

On July 23, 2002, at its regularly scheduled meeting, the Commission found that S&S' Petition to Intervene was timely filed and demonstrates good cause to grant intervention. Further, the Commission, pursuant to SDCL 49-31-12.6, unanimously voted to assess DTG a \$1,000 filing fee, subject to additional amounts as requested by the Executive Director up to the statutory limit of \$100,000. It is therefore

ORDERED, that S&S' Petition to Intervene is granted; and it is further

ORDERED, that DTG shall deposit an initial assessment of \$1,000 in the SDPUC regulatory assessment fee fund and shall deposit any additional amounts as requested by the Executive Director up to the statutory limit of \$100,000.

Dated at Pierre, South Dakota, this \_\_\_\_\_\_\_ day of August, 2002.

CERTIFICATE OF SERVICE						
The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, by facsimile or by first class mail, in properly addressed envelopes, with charges prepaid thereon.  By:						
Date: 8/7/02						
(OFFICIAL SEAL)						

BY ORDER OF THE COMMISSION:

Chairman

PAM NELSON, Commissioner

ROBERT K. SAHR, Commissioner



### OLSEN THIELEN & CO., LTD.

Certified Public Accountants & Consultants

August 28, 2002

RECEIVED

AUG 3 0 2002

Debra Elofson
Executive Director
South Dakota Public Utilities Commission
Capitol Building, First Floor
500 East Capitol Avenue
Pierre, SD 57501

SOUTH DAKOTA PUBLIC UTILITIES COMMISSION

RE: Switched Access Cost Study - Docket No. TC02-087

On behalf of Dakota Community Telephone, Inc., I need to make the following changes to the filing made on July 1, 2002.

1. The original filing was inadvertently not marked as confidential and trade secret. I need to substitute the filing with an identical substitute but with the pages marked as "Confidential/Trade Secret – Not For Public Disclosure. Please destroy or return to me the improperly marked pages.

The information provided is considered trade secret not suitable for public disclosure and subject to the provisions of Commission rules. In that regard, under ARSD § 20:10:01:41, confidential treatment of those documents so marked is requested as follows:

- a. The financial information provided in filing is considered trade secret and confidential under SDCL Chapter 37-29. Protection of this information is necessary for two years, or until the company agrees that it is out-of-date and protection is not necessary.
  - b. Person to be contacted regarding this information is the undersigned.
- c. The documents are trade secret because they are a method or process developed by the company that is not generally known, is commercially and competitively sensitive, is protected by the company as trade secret, and which cannot be ascertained by others in the normal course of business. The information has value to competitors and others in determining strategies for markets, market pricing, bundling of services, and the general financial condition of the company.
- 2. I have also revised the cover page of the filing to show that the correct company name as Dakota Community Telephone, Inc., not DTG Community Telephone, Inc.

Accordingly, I request on behalf of the company that the filing be protected as confidential as provided for in the Commission's rules.

Sincerely,

John W Coleman

Certified Public Accountant

cc: Harlan Best, South Dakota Public Ultilies Commission Ann Ludens, Dakota Community Telephone, Inc.

6640 Shady Oak Boad Minnoppolis Minnoppolis E5244 7700

### DAKOTA COMMUNITY TELEPHONE, INC.

SWITCHED ACCESS FILING YEAR ENDED DECEMBER 31, 2001



# BARKER WILSON REYNOLDS & BURKE

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REPLY TO: BELLE FOURCHE OFFICE

September 6, 2002

RECEIVED

SEP 0 9 2002

SOUTH DAKOTA PUBLIC UTILITIES COMMISSION

Debra Elofson Executive Director Public Utilities Commission State Capitol 500 East Capitol Pierre, SD 57501

Re: S&S Communciations' Motion to Compel

Dear Debra:

enneth E. Barker'

IICHAEL A. WILSON'

IICHAEL P. REYNOLDS"

OHN W. BURKE'''

EFFERY D. COLLINS

Enclosed please find the original and ten copies of **S&S Communications' Motion to Compel** regarding In the Matter of the Establishment of Switched Access Revenue Requirement for DTG Community Telephone.

By copy of this letter, a copy of the same is being served upon the opposing party via first class mail.

If you have any questions, please feel free to give me a call at any time.

Best regards.

Sincerely,

BARKER, WILSON, REYNOLDS & BURKE, L.L.P.

John W. Burke For the Firm

JWB/bb Enclosures

cc:

S&S Communications John W. Coleman Ann Ludens

### RECEIVED

## BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF SOUTH DAKOTA

SEP 0 9 2002

		SOUTH DAKOTA PUBLIC
IN THE MATTER OF THE ESTABLISHMENT	)	S&S COMMUNICATIES COMMISSION
OF SWITCHED ACCESS REVENUE	)	MOTION TO COMPEL
REQUIREMENT FOR DTG COMMUNITY	)	
TELEPHONE	)	
	)	TC02-87

COMES NOW the Intervenor, S&S Communications ("S&S Communications"), by and through its attorney of record, John W. Burke, and, pursuant to A.R.S.D. 20:10:01:22.01, hereby moves the Commission for an Order compelling DTG Community Telephone to respond to Intervenor's Discovery Requests. This Motion is based upon the following considerations:

- 1. Pursuant to A.R.S.D. 20:10:01:22.01, a "party may obtain discovery from another party without commission approval." A.R.S.D. 20:10:01:22.01. "The taking and use of discovery shall be in the same manner as in the circuit courts of this state." \(^1\) Id.
- 2. On July 26, 2002, counsel for S&S Communications served Intervenor's Discovery Requests to DTG Community Telephone. See Attachment A.
- 3. Although over forty days have passed since Intervenor's Discovery Requests to DTG Community Telephone were served, counsel for Intervenor S&S has not received any response to Intervenor's Discovery Requests.

WHEREFORE, S&S Communications respectfully requests that DTG Community

Telephone be compelled to respond to Intervenor's Discovery Requests.

<sup>&</sup>lt;sup>1</sup>Pursuant to SDCL 15-6-33(a) and 34(a), interrogatories and requests for production are to be answered within 30 days. SDCL 15-6-33(a); SDCL 15-6-34(a).

Dated this 6th day of September, 2002.

### BARKER, WILSON, REYNOLDS & BURKE, L.L.P.

Attorneys for Intervenor

By

John W. Burke

211/Zinnia Street

P.O. Box 100

Belle Fourche, SD 57717-0100

Tel: (605) 723-8000 Fax: (605) 723-8010

### CERTIFICATE OF SERVICE

I, John W. Burke, hereby certify that on the  $6^{th}$  day of September, 2002, I caused a copy of

### the foregoing S&S COMMUNICATIONS' MOTION TO COMPEL to be served upon:

John W. Coleman, CPA Olsen Thielen & Co., Ltd. 223 Little Canada Road St. Paul, MN 55117-1376

Ann Ludens Dakota Community Telephone P.O. Box 66 Irene, SD 57037

John W. Burke

## BARKER WILSON REYNOLDS & BURKE

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REPLY TO: BELLE FOURCHE OFFICE

September 11, 2002

RECEIVED

SEP 1 3 2002

Debra Elofson Executive Director Public Utilities Commission State Capitol 500 East Capitol Pierre, SD 57501

SOUTH DAKOTA PUBLIC UTILITIES COMMISSION

Re: S&S Communciations' Request for Access to Confidential Information

Dear Debra:

ENNETH E. BARKER'

(IICHAEL A. WILSON)

IICHAEL P. REYNOLDS"

OHN W. BURKE'''

EFFERY D. COLLINS

Enclosed please find the original and ten copies of **S&S Communications' Request for Access to Confidential Information** regarding In the Matter of the Establishment of Switched Access Revenue Requirement for DTG Community Telephone n/k/a Dakota Community Telephone, Inc.

By copy of this letter, a copy of the same is being served upon the opposing party via first class mail.

If you have any questions, please feel free to give me a call at any time.

Best regards.

Sincerely,

BARKER, WILSON, REYNOLDS & BURKE, L.L.P.

John W. Burke For the Firm

JWB/bb Enclosures

cc: S&S Communications

Dawn Haase

### BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF SOUTH DAKOTA

REGEWED

SEP 1 3 2002

IN THE MATTER OF THE ESTABLISHMENT OF	)	TSOUTH DAKOTA PUBLIC UTILITIES COMMISSION
SWITCHED ACCESS REVENUE REQUIREMENT	)	<b>S&amp;S COMMUNICATIONS'</b>
FOR DTG COMMUNITY TELEPHONE n/k/a	)	REQUEST FOR ACCESS
DAKOTA COMMUNITY TELEPHONE, INC.	)	TO CONFIDENTIAL
,	)	INFORMATION
	)	

COMES NOW S&S Communications, by and through its attorney, John W. Burke, and, in accordance with A.R.S.D. 20:10:01:43, hereby requests access to confidential information.

This request is based upon the following.

- 1. The South Dakota Public Utilities Commission granted S&S Communications' request to intervene in the above-captioned matter.
- 2. On July 26, 2002, S&S Communications served Intervenor's Discovery Requests, which included requests for the following:
  - **REQUEST NO. 1:** Please provide copies, as well as an electronic version of, any and all documents that you submitted and/or provided to the South Dakota Public Utilities Commission in connection with this matter, including, but not limited to, any switched access cost study(ies).
  - **REQUEST NO. 2:** Please provide copies, as well as an electronic version of, any and all documents that support and/or provide foundation for, any switched access cost study that you submitted and/or provided to the South Dakota Public Utilities Commission in connection with this matter.
  - **REQUEST NO. 3:** Please provide copies, as well as an electronic version of, any and all documents that you submitted and/or provided to the South Dakota Public Utilities Commission in response to any and all data requests issued by the South Dakota Public Utilities Commission subsequent to the commencement of this matter.
- 3. Forty-six days after the above-referenced Requests had been served, and four days after a Motion to Compel was served, Dakota Community Telephone responded to the above

### Requests as follows:

### (Response to REQUEST NO. 1):

DCT objects to this Request. <u>Reasons for Objection</u>: The documentation submitted to the Commission is considered confidential information as defined in the Commission's administrative rules and not subject to discovery except as provided for in those rules.

### (Response to REQUEST NO. 2):

DCT objects to this request. <u>Reasons for Objection:</u> The request is overly broad, vague, unduly burdensome and working hardship on DCT; the information requested goes beyond what is of record in this docket; and some, if not all, of the information is considered highly confidential as defined in the Commission's administrative rules.

### (Response to REQUEST NO. 3):

The Commission has not issued any data requests; however, DCT anticipates that any data provided to the Commission is response to such requests would contain confidential information requiring protection under the Commission's administrative rules, and would object to the release of any confidential information unless protected as provided for in the Commission's rules.

4. Any increase of the rates charged for switched access services will directly and immediately affect the pecuniary interests of S&S Communications as it will naturally affect S&S Communications' operating expenses. However, without access to the above-described documents, S&S Communications cannot meaningfully participate in this important proceeding.

WHEREFORE, S&S Communications respectfully requests access to the abovedescribed documents which are claimed to be confidential information. Dated this 11<sup>th</sup> day of September, 2002.

### BARKER, WILSON, REYNOLDS & BURKE, L.L.P.

Attorneys for S&S Communications

By

John W. Burke 211 Zinnia Street

P.Ö. Box 100

Belle Fourche, SD 57717-0100

Tel: (605) 723-8000 Fax: (605) 723-8010

### **CERTIFICATE OF SERVICE**

I, John W. Burke, hereby certify that on the 11<sup>th</sup> day of September, 2002, I caused a copy of the foregoing S&S COMMUNICATIONS' REQUEST FOR ACCESS TO

### **CONFIDENTIAL INFORMATION** to be served upon:

Dawn Haase McLeod USA P.O. Box 88835 Sioux Falls, SD 57109-8835

John W. Burke

### Meyer & Rogers

----ATTORNEYS AT LAW-

P.O. BOX 1117 • 320 EAST CAPITOL • PIERRE, SOUTH DAKOTA 57501-1117 • TELEPHONE 605-224-7889 • FACSIMILE 605-224-9060

BRIAN B. MEYER DARLA POLLMAN ROGERS

September 25, 2002

RECEIVED

SEP 2 7 2002

Deb Elofson Public Utilities Commission 500 East Capitol Avenue Pierre, South Dakota 57501

SOUTH DAKOTA PUBLIC UTILITIES COMMISSION

Re:

Intervention of S&S Communications in Docket TC02-087

Dear Deb:

You will find enclosed herein the original and ten copies of my NOTICE OF APPEAR-ANCE in Docket Number TC02-087 on behalf of Dakota Community Telephone.

By copy of this letter, I am also serving the Notice of Appearance on S&S Communications, who has intervened in this docket.

Sincerely yours,

Darla Pollman Rogers Attorney at Law

DPR/ph

**Enclosures** 

CC: John Burke, Attorney for S&S Communications

CC: Bill Heaston, Attorney for DCT

# BEFORE THE PUBLIC UTILITIES COMMISSION

SEP 2 7 2002

# OF THE STATE OF SOUTH DAKOTA

SOUTH DAKOTA PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE ESTABLISH-MENT OF SWITCHED ACCESS REVE-NUE REQUIREMENT FOR DAKOTA COMMUNITY TELEPHONE Docket No. TC02-087

NOTICE OF APPEARANCE AND REQUEST FOR SERVICE OF DOCUMENTS

# NOTICE OF APPEARANCE AND REQUEST FOR SERVICE OF DOCUMENTS

NOTICE IS HEREBY GIVEN that Darla Pollman Rogers, of Meyer & Rogers, P. O. Box 1117, Pierre, South Dakota 57501, hereby appears on behalf of DA-KOTA COMMUNITY TELEPHONE in the above-entitled docket for all purposes allowed by the rules.

You are requested to serve copies of any and all documents filed in said docket on the undersigned.

DATED this twenty-fifty day of September, 2002.

Darla Pollman Rogers

Meyer & Rogers

P. O. Box 1117

Pierre, South Dakota 57501

Attorney for Dakota Community Telephone

# LAW OFFICES RITER, ROGERS, WATTIER & BROWN, LLP

Professional & Executive Building 319 South Coteau Street P.O. Box 280 Pierre, South Dakota 57501-0280 www.riterlaw.com

E.D. MAYER ROBERT C. RITER, Jr. DARLA POLLMAN ROGERS JERRY L. WATTIER JOHN L. BROWN RECEIVED

OF COUNSEL: Brian B. Meyer Robert D. Hofer

JUL 1 1 2003

TELEPHONE 605-224-5825 605-224-7889 FAX

605-224-7102

July 11, 2003

SOUTH DAKOTA PUBLIC UTILITIES COMMISSION

Pam Bonrud Public Utilities Commission 500 East Capitol Avenue Pierre, South Dakota 57501

Re:

2001 Cost Study Dockets as follows:

TC02-087 TC02-080 TC02-071 TC02-089 TC02-064 TC02-072 TC02-053 TC02-079 TC02-090

Dear Pam:

You will find enclosed herein the original and ten copies of the MOTION TO DISMISS INTERVENOR AND MOTION FOR EXTENSION OF TIME for filing in the abovenamed 2001 cost study dockets in which S&S Communications intervened.

Sincerely yours,

Darla Pollman Rogers

Attorney at Law

DPR/ph

Enclosures

# BEFORE THE PUBLIC UTILITIES COMMISSION

JUL 1 1 2003

# OF THE STATE OF SOUTH DAKOTA

SOUTH DAKOTA PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE ESTABLISH-MENT OF SWITCHED ACCESS REVE-NUE REQUIREMENT FOR DTG COM-MUNITY TELEPHONE

Docket No. TC02-087
MOTION TO DISMISS AND MOTION
FOR EXTENSION
OF TIME TO RESPOND TO
SECOND DISCOVERY REQUEST

DTG COMMUNITY TELEPHONE (Company), through undersigned counsel, respectfully requests the Public Utilities Commission (Commission) to dismiss S&S Communications (S&S) as Intervenor in this proceeding, pursuant to ARSD 20:10:01:15.05, based on the reasons stated herein. Pending a hearing and ruling on the Motion to Dismiss, Company further requests an Extension of Time to Respond to Intervenor's Second Discovery Request, dated June 12, 2003.

# A. Background

On or about June 18, 2002, Company filed its 2001 Intrastate Switched Access Cost Study for approval by the Commission. S&S petitioned to intervene in said docket on July 5, 2002, and S&S was granted intervention by the Commission on July 26, 2002.

In an ancillary proceeding, the Commission Staff opened a separate docket against S&S (TC02-166) that began as a Motion for an Order to Show Cause why S&S should not be found in violation of the Order Granting Certificate of Authority. This docket was commenced on September 27, 2002, and was followed by a series of additional motions from Staff and hearings in front of the Commission. On July 2, 2003, the Commission revoked S&S's Certificate of Authority to provide telecommunications services in South Dakota.

# B. Argument for Dismissal of Petition to Intervene

The rules governing intervention are found in ARSD 20:10:01:15.02-05. ARSD 20:10:01:15.02 allows a person who is not an original party to a proceeding to petition to intervene if said person is one "who claims an interest in a pending proceeding." The petition itself must "set out clearly and concisely the facts supporting the petitioner's alleged interest in the proceeding," as well as the position of the petitioner, to the extent known. (ARSD 20:10:01:15.03). The Commission is granted some discretion in acting upon a petition to intervene:

A petition to intervene shall be granted by the commission if the petitioner shows that the petitioner is specifically deemed by statute to be interested in the matter involved, that the petitioner is specifically declared by statute to be an interested party to the proceeding, or that by the outcome of the proceeding the petitioner will be bound and affected either favorably or adversely with respect to an interest peculiar to the petitioner as distinguished from an interest common to the public or the taxpayers in general. ARSD 20:10:01:15.05.

Thus, overall, while intervention is generally liberally granted by the Commission, the rules do require a showing of a peculiar interest in the outcome of the proceeding, in absence of a statutorily granted right of intervention.

S&S filed its Motions to Intervene in all of the Local Exchange Carriers' (LEC) dockets in July of 2002. S&S did not point to any statutorily granted right to intervention, so the first part of ARSD 20:10:01:15.05 is inapplicable. S&S alleged that as a switch-based interexchange carrier, it must purchase certain switched access services from the LECs. As a purchaser of switched access services, S&S claimed that "any increase in the rates of such services will directly and immediately affect the pecuniary interests of S&S ... as it will naturally affect S&S['s] ... operating expenses." (S&S Petition to Intervene). S&S noted some general concerns with regard to ineligible costs being included as recoverable costs, and also that the Commission's decision in the cost

study dockets would "affect the customers of switched access services in general." (S&S Petition to Intervene).

In early August of 2002, the Commission "found that S&S's Petition(s) to Intervene was timely filed and demonstrates good cause to grant intervention," and entered an Order to that effect in each of the LECs' cost study dockets.

At the time the Petitions were filed by S&S and the Orders granted by the Commission were entered, the facts and application of the rules no doubt supported S&S's intervention. Since that time, however, the facts have changed. As a result of the Commission's Order of July 2, 2003, revoking S&S's Certificate of Authority, S&S no longer has any pecuniary interest in the outcome of the cost study dockets. The change of facts is apparent:

- 1. S&S is no longer a switch-based interexchange carrier, and S&S no longer provides intrastate and interstate message telecommunications services to its subscribers.
  - 2. S&S no longer purchases switched access services from LECs.
- 3. Because S&S no longer purchases switched access services from LECs, any increase in rates will not have any effect on S&S's pecuniary interests or on its operating expenses.

Therefore, S&S can no longer demonstrate that "by the outcome of the proceeding [it] will be bound and affected either favorably or adversely with respect to an interest peculiar to the petitioner . . . " (ARSD 20:10:01:15.05). S&S will not be affected by the outcome of the cost study dockets at all, as it is no longer in business.

S&S's general allegation of interest based upon the "important and complex issues" that arise in tariff filing is insufficient to establish the level of interest required under the rules to grant and maintain intervenor status, nor is S&S's claimed interest based on the direct and immediate effect of switched access services on customers in general sufficient to sustain intervenor status. In fact, ARSD 20:10:01:15.05 states that to grant intervention to a petitioner, the petitioning party must demonstrate a peculiar interest that is distinguishable "from an interest common to the public or to the taxpayers in general."

In addition, S&S's intervention in this docket has not promoted a timely hearing and disposition of this case by the Commission. By way of example, the Commission Staff has requested S&S to provide a list of specific issues it will raise at the hearing. The purpose of Staff's request was to determine the amount of time to set aside for a hearing. To date, however, S&S has not responded to Staff's request, so a final hearing date has still not been scheduled. Instead of providing information and identifying specific issues to the Commission that will aid the Commission in its decision making process, S&S has continued to request information from companies without any stated purpose.

Because S&S can no longer demonstrate that it has an interest in the cost study docket, and because S&S's intervention has failed to facilitate the Commission's decision making role, S&S should be dismissed as an intervenor in this docket.

# C. Argument for Extension of Time

Prior to the hearings on June 30, 2003, and July 2, 2003, that culminated in the Commission revoking S&S's Certificate of Authority, S&S served Second Discovery Requests upon Company. The Discovery Requests are dated June 12, 2003, and under the rules of civil procedure, responses are due within thirty days.

Since the service of the Second Discovery Requests, S&S's Certificate of Authority was revoked, which is the reason for Company's Motion to Dismiss. In the event the Commission grants Company's Motion, responses to the Discovery Requests would not be necessary. Therefore, Company requests that the Commission extend the time to respond to the Second Discovery Requests. If the Motion to Dismiss is denied, Company requests thirty days from the date of the Commission's ruling in which to respond to the Discovery Requests.

WHEREFORE, Company respectfully moves the Commission to dismiss S&S as an Intervenor and party in this docket, and to grant an extension of time to respond to discovery.

Dated this eleventh day of July, 20

Darla Pollman Rogers

Robert C. Riter

Riter, Rogers, Wattier & Brown

P.O. Box 280

Pierre, South Dakota 57501

Telephone (605) 224-7889

Attorney for Company

# **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that she served a copy of the foregoing **MOTION** upon the person herein next designated, on the date below shown, by depositing a copy thereof in the United States mail at Pierre, South Dakota, postage prepaid, in an envelope addressed to said addressee, to-wit:

John W. Burke Barker, Wilson, Reynolds & Burke, LLP P. O. Box 100 Belle Fourche, South Dakota 57717-0100

Dated this eleventh day of July, 2003-

Darla Pollman Rogers

Robert C. Riter

Riter, Rogers, Wattier & Brown

P. O. Box 280

Pierre, South Dakota 57501

Telephone (605) 224-7889

Attorney for Company

LAWYERS

www.bwrb.com

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211 ZINNIA STREET P.O. BOX 100 BELLE FOURCHE, SD 57717-0100 605.723.8000 • FAX: 605.723.8010

# REPLY TO: BELLE FOURCHE OFFICE

July 22, 2003

# RECEIVED

JUL 2 4 2003

SOUTH DAKOTA PUBLIC UTILITIES COMMISSION

Debra Elofson Executive Director Public Utilities Commission State Capitol 500 East Capitol Pierre, SD 57501

Dear Debra:

enneth E. Barker'

(ichael A. Wilson' Iichael P. Reynolds''

ohn W. Burke"

FFERY D. COLLINS

Re: Intervenor's Brief in Resistance to Motion to Dismiss and Motion for Extension of Time

Enclosed please find the originals and ten copies of each of Intervenor's Brief in Resistance to Motion to Dismiss and for Extension of Time for filing in the following matters:

TC02-071 Baltic Telecom Cooperative

TC02-080 Beresford Municipal Telephone Company

TC02-078 Bridgewater-Canistota Independent Telephone Company

TC02-076 Brookings Municipal Telephone Company

TC02-087 DTG Community Telephone

TC02-072 East Plains Telecom, Inc.

TC02-053 Interstate Telecommunication Cooperative, Inc.

TC02-079 Kennebec Telephone Company

TC02-090 Local Exchange Carriers Association

TC02-068 McCook Cooperative Telephone Company

TC02-067 Midstate Communications, Inc.

TC02-088 Roberts County Telephone Cooperative Association and RC Communications, Inc.

TC02-073 Sanborn Telephone Cooperative and SANCOM, Inc.

TC02-058 Sioux Valley Telephone Company

TC02-091 South Dakota Network, L.L.C.

TC02-065 Splitrock Properties, Inc.

TC02-066 Splitrock Telecom Cooperative, Inc.

TC02-064 Sully Buttes Telephone Cooperative, Inc.

TC02-089 Tri-County Telcom, Inc.

TC02-074 Valley Telecommunications Cooperative Association

TC02-054 Vivian Telephone Company

TC02-052 West River Cooperative Telephone Company

Debra Elofson July 22, 2003 Page 2

By copy of this letter, copies of the same are being served upon counsel for the opposing Petitioner via facsimile and first class mail.

If you have any questions, please feel free to give me a call at any time.

Best regards.

Sincerely,

BARKER, WILSON, REYNOLDS & BURKE, L.L.P.

John W. Burke

JWB/bb Enclosures

cc:

S&S Communications

Darla Rogers

JUL 2 4 2003

# BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF SOUTH DAKOTA

SOUTH DAKOTA PUBLIC UTILITIES COMMISSION

	)	TC02-087
IN THE MATTER OF THE ESTABLISHMENT OF SWITCHED ACCESS REVENUE REQUIREMENT FOR DTG COMMUNITY TELEPHONE	))))	INTERVENOR'S BRIEF IN RESISTANCE TO MOTION TO DISMISS AND MOTION FOR EXTENSION OF TIME
	)	

COMES NOW the Intervenor, S&S Communications, by and through its attorneys of record, Barker, Wilson, Reynolds & Burke, L.L.P., and hereby submits the following in resistance to Petitioner's Motion to Dismiss and Motion for Extension of Time to Respond to Second Discovery Requests.

### ARGUMENT AND AUTHORITIES

# I. PETITIONER'S MOTION TO DISMISS SHOULD BE DENIED.

Petitioner contends that S&S Communications should be dismissed as an Intervenor in this matter. In its words, "[b]ecause S&S no longer purchases switched access services from LECs, any increase in rates will not have any effect on S&S's pecuniary interest or on its operating expenses." Disappointingly, in an unwarranted personal attack, Petitioner adds that "S&S's intervention in this docket has not promoted a timely hearing and disposition of this case by the Commission." Petitioner's Motion to Dismiss at 4. Given Petitioner's comment, before addressing Petitioner's Motion to Dismiss on the merits, a review of the parties' respective efforts to "promote[] a timely hearing and disposition of this case by the Commission" is warranted.

A. S&S Communications has worked toward the timely hearing and disposition of this matter.

In June of 2002, Petitioner filed its 2001 Intrastate Switched Access Cost Study for

approval by this Commission. Thereafter, S&S Communications filed S&S Communications' Petition to Intervene. S&S Communications' Petition to Intervene was granted.

On July 26, 2002, S&S Communications served Intervenor's Discovery Requests. On August 26, 2002, *thirty days* after Intervenor's Discovery Requests had been served, Petitioner served its Response to Intervenor's Discovery Requests in which Petitioner objected to each and every one of the Requests for Production. Because Petitioner did nothing more than object to the discovery requests, Petitioner's Response could have been served immediately thereby saving the parties and the Commission thirty days in this process. Instead, Petitioner waited the full thirty days to produce nothing.

On September 4, 2002, just over one week after receiving Petitioner's "responses" to Intervenor's Discovery Requests, S&S Communications served S&S Communications' Request for Access to Confidential Information.

After hearing very little from counsel for Petitioner over the next two months, on November 15, 2002, counsel for S&S Communications mailed counsel for Petitioner a letter stating as follows:

As you know, during the first week of September 2002, I served numerous Requests for Access to Confidential Information. Over the next two months, I heard very little from you in this regard until recently, when you stated in an email that your clients might be willing to disclose this information if it was only reviewed by S&S Communications' expert, Porter Childers. I am writing to simply state that my patience is at an end, and that, therefore, if you do not advise me that this information can be reviewed by Mr. Childers by 12 p.m. on Monday, I will take immediate action, which may or may not include renewed Requests for Access to Confidential Information.

See Attachment A (copy of letter from Burke to Rogers dated November 15, 2002) (emphasis added). This letter prompted a response and, after some discussion, counsel for S&S Communications received a draft of a Protective Agreement on December 5, 2002.

Approximately eight days later, on December 13, 2002, counsel for S&S

Communications faxed a copy of a revised Protective Agreement to counsel for Petitioner "with various modifications." See Attachment B (copy of letter from Burke to Rogers dated December 13, 2002). Counsel for Petitioner faxed another revised Protective Agreement to counsel for S&S Communications on December 18, 2002.

On December 31, 2002, counsel for S&S Communications faxed yet another revised Protective Agreement to counsel for Petitioner. See Attachment C (copy of letter from Burke to Rogers dated December 31, 2002). After counsel for S&S Communications did not hear from counsel for Petitioner during the two weeks that followed, counsel for S&S Communications wrote a letter to counsel for Petitioner stating as follows:

A couple of days ago I called your office and was informed that you would call me back in a few minutes. I did not hear from you later that day, nor did I hear from you yesterday. As a result, I called again yesterday and left another message. In the meantime, we have received an e-mail from Karen Cremer at the Public Utilities Commission indicating that they would like to move forward with these dockets. For that reason, and because I believe that you have had plenty of time to review the language in the Protective Agreement, I would like to know whether you intend to sign the Protective Agreement by 5 p.m. MST today. If I do not hear from you in this regard, I will contact Ms. Cremer on Monday morning and ask that she set a hearing.

While I appreciate that you may be busy, I am sure that you can understand why I do not risk S&S Communications' meaningful participation in these dockets simply because your clients are struggling with the language of a Protective Agreement concerning documents which we are clearly entitled to.

See Attachment D (copy of letter from Burke to Rogers dated January 17, 2003) (emphasis added).

Approximately three days later, on January 20, 2003, counsel for S&S Communications received a facsimile from counsel for Petitioner accompanied by another draft of the Protective Agreement. After further discussions, on February 3, 2003, counsel for S&S Communications

received yet another proposed Protective Agreement from counsel for Petitioner. Within a matter of days, the parties agreed to a Protective Agreement and it was circulated for the appropriate signatures. Approximately six weeks later, during the first week of April, 2003, a number of the "cost studies" were mailed to S&S Communications' expert, Porter Childers.

After his initial review of the cost studies, Porter Childers related that additional information was needed to permit a meaningful consideration as to whether an increase of South Dakota's already high switched access rates is appropriate. On June 12, 2003, S&S Communications served Intervenor's Second Discovery Requests. To date, Petitioner has not responded to these requests. Instead, like before, Petitioner waited twenty-nine days and then served the present Motion for Extension of Time to Respond to Second Discovery Request.

Given the preceding, S&S Communications would submit that it has been Petitioner, and not S&S Communications, that "has not promoted a timely hearing and disposition of this case by the Commission." Petitioner's Motion to Dismiss at 4.1

# B. S&S Communications should not lose its intervenor status.

Though it fails to cite a single case in support of its argument, Petitioner contends that S&S Communications should be dismissed as an intervenor in this matter. According to Petitioner, "S&S can no longer demonstrate that 'by the outcome of the preceding [it] will be bound and affected either favorably or adversely with respect to an interest peculiar to the petitioner..." Petitioner's Motion to Dismiss at 3. S&S Communications should not lose its

<sup>&</sup>lt;sup>1</sup> Petitioner submits that S&S Communications has not responded to Staff's request for a list of specific issues. Petitioner's Motion to Dismiss at 4. Petitioner's representation is inaccurate and misleading. Staff did ask counsel for S&S Communications for an issues matrix. Thereafter, counsel for S&S Communications contacted Staff and informed it that until it had obtained the additional information requested from Petitioner—information needed by S&S Communications' expert, Porter Childers—that it would be unable to provide an issues matrix.

intervenor status.

First, once this Commission granted S&S Communications status as an intervenor in this matter, it became "a party to the proceeding." ARSD 20:10:01:15.05. Accord 7C C. Wright & A. Miller, Federal Practice and Procedure § 1920 (1985); Schneider v. Dumberton Developers, Inc., 767 F2d 1007, 1017 (CADC 1985) ("When a party intervenes, it becomes a full participant in the lawsuit and is treated just as if it were an original party."). By rule, "[a]s a party," S&S Communications became "entitled... to all... rights granted to parties by statute." ARSD 20:10:01:15.05. Parties cannot be summarily dismissed from a matter. See SDCL 15-6-12(b) (motion to dismiss (1) for lack of jurisdiction over the subject matter; (2) for lack of jurisdiction over the person; (3) due to insufficiency of process; (4) due to insufficiency of service of process; (5) for failure to state a claim upon which relief can be granted; (6) for failure to join a party under § 15-6-19); SDCL 15-6-12(c) (motion for judgment on the pleadings); SDCL 15-6-41(b) (motion for involuntary dismissal); SDCL 15-6-56 (motion for summary judgment). Thus, as a party, S&S Communications cannot be summarily dismissed from this proceeding.

Second, the Commission should not overlook the fact that Petitioner will not in any way be prejudiced by S&S Communications' continued participation in this proceeding. If Petitioner's cost studies support the rates they seek to implement, and Petitioner has nothing to hide, it should, frankly, be indifferent to S&S Communications' continued participation.

Third, S&S Communications' continued participation will aid the Commission in obtaining its ultimate objective of switched access rates that are fair to Petitioner, interexchange carriers, and the citizens of South Dakota. If Petitioner shares this objective—which it should—how can it *reasonably* maintain that S&S Communications should not be allowed to

continue to participate and assist the Commission.<sup>2</sup>

# II. PETITIONER'S MOTION FOR EXTENSION SHOULD BE DENIED.

As noted earlier, after his initial review of the cost studies, S&S Communications' expert, Porter Childers, indicated that additional information was needed to analyze whether an increase of South Dakota's already high switched access rates was appropriate. S&S Communications served Intervenor's Second Discovery Requests on June 12, 2003. Although Petitioner agrees that its "responses are due within thirty days," it seeks an extension because "[i]n the event the Commission grants Company's Motion, responses to the Discovery Requests would not be necessary." Petitioner's Motion to Dismiss at 4-5. Petitioner's Motion should be denied.

Petitioner's Motion is nothing more than a transparent attempt to further delay inquiry into the basis for the switched access rates it seeks to charge. It is worth noting that as of the day S&S Communications' Certificate of Authority was revoked (July 3, 2003)—the event which serves as the basis for Petitioner's Motion—Petitioner had had Intervenor's Second Discovery Requests for approximately twenty days. Because Petitioner only had thirty days to respond to Intervenor's Discovery Requests, Petitioner should have had a substantial portion of the documents already gathered and therefore should have at least produced the documents it had already gathered. There is no good faith reason why Petitioner had not already produced at least what it had gathered by July 3. S&S Communications' expert could be reviewing such documents right now. Petitioner's Motion directly contradicts the promotion of the "timely hearing and disposition of this case by the Commission." Petitioner's Motion to Dismiss at 4.

<sup>&</sup>lt;sup>2</sup> In addition, Petitioner will no doubt seek retroactive recovery of the increased switched access rates from interexchange carriers, including S&S Communications. In that case, Petitioner will be seeking additional funds from S&S Communications and, as a result, the Commission's decision will directly and immediately affect the pecuniary interests of S&S Communications.

Dated this 22<sup>nd</sup> day of July, 2003.

# BARKER, WILSON, REYNOLDS & BURKE, L.L.P.

Attorneys for S&S Communications

John W. Burke 211 Zinnia Street P.O. Box 100

Belle Fourche, SD 57717-0100

Tel: (605) 723-8000 Fax: (605) 723-8010

# **CERTIFICATE OF SERVICE**

I, John W. Burke, hereby certify that on the 22<sup>nd</sup> day of July, 2003, I caused a copy of the foregoing INTERVENOR'S BRIEF IN RESISTANCE TO MOTION TO DISMISS AND MOTION FOR EXTENSION OF TIME to be served upon the following via facsimile and first class mail:

> Darla Pollman Rogers Riter, Rogers, Wattier & Brown P.O. Box 280 Pierre, SD 57501

> > John W. Burke

KENNETH E. BARKER"

MICHAEL A. WILSON'

MICHAEL P. REYNOLDS"

John W. Burke'''

JEFFERY D. COLLINS

# BARKER WILSON REYNOLDS & BURKE

LAWYERS

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# REPLY TO: BELLE FOURCHE OFFICE

November 15, 2002

### VIA FACSIMILE AND FIRST CLASS MAIL

Darla Rogers Meyer & Rogers P.O. Box 1117 Pierre, SD 57501

> S&S Communications/RLECs Re:

Dear Ms. Rogers:

As you know, during the first week of September 2002, I served numerous Requests for Access to Confidential Information. Over the next two months, I heard very little from you in this regard until recently, when you stated in an e-mail that your clients might be willing to disclose this information if it was only reviewed by S&S Communications' expert, Porter Childers. I am writing to simply state that my patience is at an end, and that, therefore, if you do not advise me that this information can be reviewed by Mr. Childers by 12 p.m. on Monday, I will take immediate action, which may or may not include renewed Requests for Access to Confidential Information.

I look forward to hearing from you in this regard. If you have any questions, please feel free to give me a call at any time.

Best regards.

Sincerely,

BARKER, WILSON, REYNOLDS & BURKE, L.L.P.

John W. Burke For the Firm

JWB/bb

**S&S** Communications

LAWYERS

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JOHN W. BURKE"

JEFFERY D. COLLINS

KENNETH E. BARKER"

MICHAEL A. WILSON<sup>†</sup>

MICHAEL P. REYNOLDS"

REPLY TO: BELLE FOURCHE OFFICE

December 13, 2002

# VIA FACSIMILE AND FIRST CLASS MAIL

Darla Rogers Meyer & Rogers P.O. Box 1117 Pierre, SD 57501

> Re: **S&S Communications/RLECs**

Dear Darla:

Enclosed please find a copy of the proposed Protective Agreement you faxed to me earlier this week with various modifications. I would sincerely appreciate it if you would review these modifications and let me know on Monday whether they are acceptable to you.

I look forward to hearing from you in this regard. In the meantime, if you have any questions, please feel free to give me a call at any time.

Best regards.

Sincerely,

ÓN, REYNOLDS & BURKE, L.L.P.

John W. Burke For the Firm

JWB/bb Enclosure

LAWYERS

P.O. BOX 9335 RAPID CITY, SD 57709-9335 605.718.8000 ◆FAX: 605.718.8010 211 ZINNIA STREET

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MICHAEL P. REYNOLDS"

Kenneth E. Barker<sup>1</sup>

Michael A. Wilson'

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P.O. Box 100 Belle Fourche, SD 57717-0100 605.723.8000 • FAX: 605.723.8010

JOHN W. BURKE"

**IEFFERY D. COLLINS** 

# REPLY TO: BELLE FOURCHE OFFICE

December 31, 2002

# VIA FACSIMILE AND FIRST CLASS MAIL

Darla Rogers Meyer & Rogers P.O. Box 1117 Pierre, SD 57501

Re:

**Protective Agreement** 

Dear Darla:

I am in receipt of your facsimile dated December 18, 2002, as well as the accompanying revised draft of the Protective Agreement. After reviewing the Protective Agreement, and given the number of changes that have been made, I took the liberty of revising the Protective Agreement. I am enclosing a draft for your review. In my opinion, it protects the interests of both your clients and S&S Communications.

I look forward to hearing from you in this regard. In the meantime, if you have any questions, please feel free to give me a call at any time.

Best regards.

Sincerely,

BARKER, WILSON, REYNOLDS & BURKE, L.L.P.

John W. Burke For the Firm

JWB/bb Enclosure

Kenneth E. Barker'

MICHAEL A. WILSON<sup>1</sup>

MICHAEL P. REYNOLDS"

IOHN W. BURKE"

JEFFERY D. COLLINS

www.courtroomcounselors.com

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211 ZINNIA STREET P.O. BOX 100 BELLE FOURCHE, SD 57717-0100 605.723.8000 • FAX: 605.723.8010

REPLY TO: BELLE FOURCHE OFFICE

January 17, 2003

# VIA FACSIMILE AND FIRST CLASS MAIL

Darla Rogers Meyer & Rogers P.O. Box 1117 Pierre, SD 57501

Re:

S&S Communications v. RLEC's

Dear Darla:

A couple of days ago I called your office and was informed that you would call me back in a few minutes. I did not hear from you later that day, nor did I hear from you yesterday. As a result, I called again yesterday and left another message. In the meantime, we have received an e-mail from Karen Cremer at the Public Utilities Commission indicating that they would like to move forward with these dockets. For that reason, and because I believe that you have had plenty of time to review the language in the Protective Agreement, I would like to know whether you intend to sign the Protective Agreement by 5 p.m. MST today. If I do not hear from you in this regard, I will contact Ms. Cremer on Monday morning and ask that she set a hearing.

While I appreciate that you may be busy, I am sure that you can understand why I do not risk S&S Communications' meaningful participation in these dockets simply because your clients are struggling with the language of a Protective Agreement concerning documents which we are clearly entitled to.

I look forward to hearing from you in this regard. If you have any questions, please feel free to give me a call at any time.

Best regards.

Sincerely,

BARKER, WILSON, REYNOLDS & BURKE, L.L.P.

John Burke

For the Firm

Attachment

# BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF SOUTH DAKOTA

IN	THE	MATTE	R OF	THE	ESTAB	LISHN	<b>JENT</b>
OF	SW	ITCHED	ACC	ESS	<b>RATES</b>	FOR	DTG
CC	MML	JNITY TE	LEPH	HONE			

 NOTICE OF INTENT TO
 CONSIDER MOTION AS ONE
 FOR SUMMARY
 JUDGMENT; ORDER FOR
 AND NOTICE OF HEARING; ORDER EXTENDING TIME FOR RESPONSE TC02-087

On July 1, 2002, DTG Community Telephone (Company) filed for approval by the Public Utilities Commission (Commission) its 2001 Intrastate Switched Access Cost Study.

On July 3, 2002, the Commission electronically transmitted notice of the filing and the intervention deadline of July 19, 2002, to interested individuals and entities. On July 19, 2002, the Commission received a Petition to Intervene from S&S Communications (S&S). At its regularly scheduled meeting of July 23, 2002, the Commission granted intervention to S&S.

On July 11, 2003, Company filed a Motion to Dismiss and Motion for Extension of Time to Respond to Second Discovery Request (Motions). On July 24, 2003, S&S filed a Brief in Resistance to Motion to Dismiss and Motion for Extension of Time.

The Commission scheduled the Motions for consideration at its regular meeting on August 4, 2003, and the Commission voted unanimously to serve notice on the parties that S&S's Motion to Dismiss will be considered at the Commission's next regularly scheduled meeting on August 19, 2003, at 1:30 p.m. CDT at the Ramada Inn in Aberdeen, South Dakota, alternatively as a motion for summary judgment or as a motion to dismiss. The Commission further voted unanimously to extend the time for Company's response to S&S's pending discovery requests until after decision on Company's Motion to Dismiss and the further order of the Commission.

After hearing and considering the briefs, arguments and factual representations of the parties at its August 4, 2003 meeting, the Commission finds and concludes that S&S has raised an issue as to whether a genuine issue of material fact exists as to whether S&S presently continues to have an interest in the subject matter of this proceeding that is sufficient under ARSD 20:10:01:15.05 to maintain its standing as an intervening party in the proceeding. The Commission further finds and concludes that the issue of whether a genuine issue of material fact exists should be determined before the Motion to Dismiss is decided. The Commission further finds and concludes that if a genuine issue of material fact as to S&S's present interest in the subject matter of this proceeding is presented, then the Commission should hold a preliminary factual hearing to resolve such issue of fact related to S&S's continuing standing to maintain intervenor party status.

The Commission therefore serves notice, in conformity with Richards v. Lenz, 539 N.W.2d 80 (S.D. 1995), that it will hold a hearing on August 19, 2003, at 1:30 p.m., at the Ramada Inn, 2727 6th Avenue S.E., Aberdeen, South Dakota, to consider Company's Motion to Dismiss as a motion for summary judgment under SDCL 1-26-18 and 15-6-56, for purposes of considering the issue of whether a genuine issue of material fact exists as to S&S's current interest in this proceeding. If a genuine issue of material fact is not presented, the Commission will determine the issue of whether S&S currently has a sufficient interest in the proceeding to maintain its status as an intervenor party as a question of law based upon the material facts as to which there is no genuine issue. On or

before August 15, 2003, S&S shall file and serve on the parties hereto any affidavit(s) or other proof it wishes to present to demonstrate that a genuine issue of material fact exists as to its present interest in the outcome of this proceeding. On or before August 18, 2003, Company shall file and serve any opposing affidavit(s) or other proofs.

The Commission further serves notice that if the Commission determines at the August 19, 2003 hearing that a genuine issue of material fact is presented as to S&S's current interest in the proceeding, that the Commission will thereupon at such time and place take evidence from S&S and other parties hereto on the issue of S&S's current interest in this proceeding.

The issue at the hearing will be whether by the outcome of the proceeding S&S will be bound and affected either favorably or adversely with respect to an interest peculiar to S&S as distinguished from an interest common to the public or to the taxpayers in general. The hearing will be an adversary proceeding conducted pursuant to SDCL Chapter 1-26. All parties have the right to be present and to be represented by an attorney. These rights and other due process rights may be forfeited if not exercised at the hearing. The Commission will consider all evidence and arguments presented at the hearing. To the extent allowed by law for appeals of interlocutory decisions, the Commission's decision may be appealed by the parties to the circuit court and the state Supreme Court as provided by law. It is therefore

ORDERED, that a hearing shall be held at the time and place and in the manner specified above, on the issue set forth above; and it is further

ORDERED, that S&S shall file and serve any affidavit(s) or other proof as to the above issue on or before August 15, 2003, and that Company shall file and serve any opposing affidavit(s) or other proof on or before August 18, 2003; and it is further

ORDERED, that the time for Company to respond to S&S's pending discovery requests is extended until after the Motion to Dismiss is decided and the further order of the Commission.

Pursuant to the Americans with Disabilities Act, this hearing is being held in a physically accessible location. Please contact the Public Utilities Commission at 1-800-332-1782 at least 48 hours prior to the hearing if you have special needs so arrangements can be made to accommodate you.

Dated at Pierre, South Dakota, this 8th day of August, 2003.

CERTIFICATE OF SERVICE
The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, by facsimile or by first class mail, in properly addressed envelopes, with charges prepaid thereon.  By:
Date: 8/8/03 (OFFICIAL SEAL)

ROBERT K. SAHR, Chairman

Say (Lauson)

GARY HANSON, Commissioner

BY ORDER OF THE COMMISSION:

KENNETH E. BARKER'
MICHAEL A. WILSON'
MICHAEL P. REYNOLDS'
JOHN W. BURKE'
JEFFERY D. COLLINS



4200 Brach Drive P.O. Box 9335 Rapid City, SD 57709-9335 605,718,8000 • Fax: 605,718,8010

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## REPLY TO: BELLE FOURCHE OFFICE

August 14, 2003

### VIA FACSIMILE ONLY

Ms. Pamela Bonrud
Executive Director
Public Utilities Commission
State Capitol
500 East Capitol
Pierre, SD 57501

Re: Affidavit of Les S. Sumption

Dear Ms. Bonrud:

I am writing to simply advise you that earlier today I mailed, via overnight delivery, an *Affidavit of Les S. Sumption* to be filed each of the below referenced dockets. I am enclosing a copy of one of the Affidavits for your reference.

TC02-071 Baltic Telecom Cooperative

TC02-080 Beresford Municipal Telephone Company

TC02-078 Bridgewater-Canistota Independent Telephone Company

TC02-076 Brookings Municipal Telephone Company

TC-02-087 DTG Community Telephone

TC-02-072 East Plains Telecom, Inc.

TC02-053 Interstate Telecommunication Cooperative, Inc.

TC02-079 Kennebec Telephone Company

TC02-090 Local Exchange Carriers Association

TC02-068 McCook Cooperative Telephone Company

TC02-067 Midstate Communications, Inc.

TC02-088 Roberts County Telephone Cooperative Association and RC Communications, Inc.

TC02-073 Sanborn Telephone Cooperative and SANCOM, Inc.

TC02-058 Sioux Falley Telephone Company

TC02-091 South Dakota Network, L.L.C.

TC02-065 Splitrock Properties, Inc.

TC02-066 Splitrock Telecom Cooperative, Inc.

TC02-064 Sully Buttes Telephone Cooperative, Inc.

Ms. Pamela Bonrud Executive Director August 14, 2003 Page 2

TC02-089 Tri-County Telcom, Inc.
TC02-077 Union Telephone Company
TC02-074 Valley Telecommunications Cooperative Association
TC02-054 Vivian Telephone Company
TC02-052 West River Cooperative Telephone Company

If you have any questions, please feel free to give me a call at any time.

Best regards.

Sincerely,

BARKER, WILSON, KEYNOLDS & BURKE, LLP

John

JWB/bb Enclosure

# BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF SOUTH DAKOTA

IN THE MATTER OF THE ESTABLISHMENT OF SWITCHED ACCESS REVENUE REQUIREMENT

```
) TC02-053; TC02-052; TC02-054;
) TC02-058; TC02-064; TC02-065;
) TC02-066; TC02-067; TC02-068;
) TC02-071; TC02-072; TC02-073;
) TC02-074; TC02-076; TC02-077;
) TC02-078; TC02-079; TC02-080;
) TC02-087; TC02-088; TC02-089;
) TC02-090; TC02-091
```

### AFFIDAVIT OF LES S. SUMPTION

Les S. Sumption, being first duly sworn upon his oath, deposes and states as follows:

- 1. That I am one of the partners that owns and operates Intervenor S&S

  Communications.
- That I make this Affidavit in resistance to Petitioner's Motion to Dismiss and/or Motion for Summary Judgment.
- That prior to losing its Certificate of Authority S&S Communications was a switch-based interexchange carrier that provided both intra and interstate long distance communications services to subscribers throughout South Dakota.
- 4. That providing intrastate long distance services in South Dakota requires the following switched access services: Originating Carrier Common Line Access; Originating Local Switching; Originating Local Transport; Centralized Equal Access Service; Terminating Local Transport; Terminating Local Switching; and Terminating Carrier Common Line Access. Pursuant to tariffs, the cost to purchase such services exceeds \$.20 per minute.
- That over the past several weeks several individuals and/or entities have expressed an interest in purchasing S&S Communications and/or its assets.

- That S&S Communications is presently in negotiations to sell its business and/or assets.
- 7. That S&S Communications' pecuniary interests will be directly and immediately affected by the Commission's decision on this matter for the following reasons:
  - (A) Subsequent to the sale, S&S Communications, regardless of the name by which it will do business, will have to purchase switched access services;
  - (B) The individual and/or entity interested in purchasing S&S

    Communications and/or its assets has expressed some reluctance in following through with the purchase as a result of the rates presently charged for switched access services in South Dakota;
  - (C) If the individual and/or entity interested in purchasing S&S

    Communications and/or its assets fails to follow through with the purchase, S&S Communications will be divested of a substantial amount of revenue that would have been directed to creditors and/or subscribers that lost service.

Further your affiant sayeth not.

Dated this 1 \ day of August, 2003.

Les S. Sumption

Subscribed and swoon to before me this,

day of August, 2003.

Notary Public

My Commission Expires: 1-25-2006

RECEIVED

# BEFORE THE PUBLIC UTILITIES COMMISSION

AUG 18 2003

# OF THE STATE OF SOUTH DAKOTA

SOUTH DAKOTA PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE ESTABLISHMENT OF SWITCHED ACCESS REVENUE REQUIREMENT

Docket No.'s TC02-052, TC02-053, TC02-054, TC02-058, TC02-064, TC02-065, TC02-066, TC02-067, TC02-068, TC02-071, TC02-072, TC02-073, TC02-074, TC02-076, TC02-077, TC02-078, TC02-080, TC02-087, TC02-088, TC02-089, TC02-090, TC02-091

# RESPONSE OF COMPANIES NAMED IN ABOVE DOCKETS TO AFFIDAVIT OF LES S. SUMPTION

# Relevant Background

In June of 2002, each of the companies named in the above dockets (here-inafter "Companies") filed its 2001 Intrastate Switched Access Cost Study. S&S Communications ("S&S") was granted intervention status in the above dockets by the Commission on July 23, 2002.

On July 1, 2003, pursuant to properly given statutory notice, the Companies' switched access rates became effective, subject to final approval/refund by the Commission. On July 2, 2003, Commission revoked S&S's Certificate of Authority to do business as a telecommunications company in South Dakota.

On July 11, 2003, each of the Companies filed a Motion to Dismiss S&S as Intervenor in the Cost Study Dockets and Motion for Extension of Time to Respond to S&S's Second Discovery Request. S&S filed a Brief in Resistance to Companies' Motions.

On August 4, 2003, the Commission considered the Motions and voted to reconsider the Motion to Dismiss on August 19, 2003, alternatively as a Motion for Summary Judgment or as a Motion to Dismiss. The Commission extended the time of Companies to respond to the Second Discovery Requests pending ruling on the Motion to Dismiss.

On August 14, 2003, S&S filed an Affidavit of Les S. Sumption, resisting Companies' Motion to Dismiss and/or Motion for Summary Judgment. This Response is filed by Companies in support of the Motion to Dismiss and the Motion for Summary Judgment.

# Issue

The issue presented is whether a genuine issue of material fact exists as to S&S's current interest in the cost study dockets. If the Commission determines that no genuine issue of material fact exists, it will proceed to determine whether S&S currently has sufficient interest in the proceeding to maintain its status as intervenor party as a question of law.

If the Commission determines S&S has alleged sufficient facts in its Affidavit to establish that a genuine issue of material fact may exist, the Commission will proceed to take evidence from S&S and other parties on the issue of S&S's current interest in the Companies' cost study dockets. The issue at said factual hearing will be whether by the outcome of these proceedings (the cost study dockets) S&S will be bound and affected either favorably or adversely with respect to an interest peculiar to S&S as distinguishable from an interest common to the public or to the taxpayers in general.

# Argument

It is Companies' position that a further factual hearing is not necessary, as the Affidavit filed by S&S in this docket is insufficient to establish the existence of a genuine issue of material fact.

SDCL § 15-6-56 governs summary judgment practice. Specifically, SDCL § 15-6-56(e) addresses the form of affidavits necessary to support or oppose a summary judgment motion:

Supporting and opposing affidavits shall be made on personal knowledge, shall set forth such facts as would be admissible in evidence . . . when a motion for summary judgment is made . . . an adverse party may not rest upon the mere allegations or denials of his pleading, but his response . . . must set forth specific facts showing that there is a genuine issue for trial.

A careful review of the Affidavit of Les S. Sumption shows that it falls far short of the statutory standards for opposing affidavits. Paragraph 5 of the Affidavit states that over the past several weeks, "several individuals and/or entities have expressed an interest in purchasing S&S Communications and/or its assets." Paragraph 6 states that S&S is presently negotiating to sell "its business and/or its assets." S&S, however, submits no supplemental documents supporting its stated allegations.

It is highly speculative at best that S&S could sell its business. This Commission can take judicial notice of the fact that S&S can no longer provide services, since its Certificate of Authority has been revoked. Therefore, sale of S&S as a business is very unlikely. S&S is asking the Commission to keep it in these dockets on the slim chance of a sale of its business. No facts are submitted to substantiate these allegations: What is the name of the proposed buyer? Is it an individual or an entity? In his Affidavit, Mr. Sumption apparently cannot decide what type of buyer he is dealing with, despite his assertion that he is "presently" engaged in negotiations. Is the sale one of a business

or one of assets? Again, Mr. Sumption is unable to state what type of sale he is presently negotiating. It is important to remember that the purpose of the current dockets is to determine and establish fair switched access rates in accordance with this Commission's rules, not whether S&S can sell its business or assets.

Nor does Mr. Sumption's Affidavit establish sufficient facts to show that S&S's pecuniary interests will be "directly and immediately affected" by the outcome of these dockets. There is no evidence whatsoever that S&S Communications "will have to purchase switched access services." It obviously cannot do so without a Certificate of Authority. Even assuming for purposes of argument that S&S sells its business as an ongoing telecommunications business, which is not only a stretch of the imagination but also not even affirmatively stated and supported by Mr. Sumption's Affidavit, the new buyer would have to establish its own interest in the Companies' switched access rates. Mr. Sumption cannot raise concerns of a phantom buyer and expect such vicarious allegations to sustain the level of specificity required by SDCL 15-6-56(e) to oppose a summary judgment motion. Such hearsay would not be admissible in a factual hearing. If, on the other hand, S&S does sell assets, such as a switch or other personal property, the outcome of these dockets would have no effect whatsoever on such a sale.

The standards of specificity of affidavits in support of or in opposition to summary judgment are high under South Dakota case law as well. The clearest example is found in the case of <u>The Estate of Fredris J. Elliott vs. A&B Welding Supply Company, Inc.</u>, 594 NW2d 707 (SD 1999). The case involved agreements among shareholders for the purchase of stock. Specifically, the Estate tried to challenge the validity of written buy/sell agreements on the basis of alleged oral agreements between the share-

holders. In granting summary judgment upholding the validity of the written agreements, the Court stated:

However, proof of a mere possibility is never sufficient to establish a fact . . . "When challenging a summary judgment, the nonmoving party 'must substantiate his allegations with sufficient probative evidence that would permit a finding in his favor on more than mere speculation, conjecture, or fantasy." <u>Himrich v. Carpenter</u>, 569 NW2d 568, 573 (quoting Moody v. St. Charles County, 23 F3d 1410, 1412 (8<sup>th</sup> Cir. 1994)).

See also Estate of Thomas v. Sheffield, ("mere allegations are not sufficient to preclude summary judgment"), 511 NW2d 841, 844 (SD 1994). Also on point is the case of Paradigm Hotel Mortgage Fund v. Sioux Falls Hotel Company, Inc., 511 NW2d 567 (SD 1994). The Hotel appealed the trial court's grant of summary judgment to Paradigm in a foreclosure action against Hotel on a defaulted mortgage loan. The argument centered around the value of the mortgaged property. Hotel, in opposition to the summary judgment motion, failed to complete an appraisal "or to obtain evidence to back up [its] conclusory allegations."

The trial court was left to decide whether an issue of fact existed on value based upon Defendant's appraiser's assertion that the property was worth "substantially more" than the value shown in the mortgage holder's appraisal. In sum, the circuit court was asked to anticipate possible proof. Unsupported conclusions and speculative statements do not raise a genuine issue of fact. Paradigm at 569.

S&S is doing exactly what the Defendant in <u>Paradigm</u> did. It is asking this Commission to find that there is a genuine issue of material fact by "anticipating possible proof." The "unsupported conclusions and speculative statements" in Mr. Sumption's Affidavit clearly do not raise a genuine issue of fact.

### Conclusion

Since S&S has failed to establish that a genuine issue of material fact exists as to its current interest in the proceeding, the Commission can proceed to determine

whether S&S currently has sufficient interest in the cost study dockets to maintain its status as an intervenor party as a matter of law. Companies have established in prior proceedings before this Commission:

(a) That S&S does not pay Companies' 2001 switched access charges, as its Certificate of Authority is revoked and it is no longer in business; thus S&S no longer has any interest in the cost study dockets;

(b) That S&S has failed to establish a peculiar interest beyond that of the general public;

(c) That S&S's continued presence in these dockets is prejudicial to the Companies;

(d) That this Commission has the expertise and authority to establish switched access rates without S&S's continued participation in these dockets;

(e) That no issue exists as to retroactive applicability of the 2001 switched access rates; and

(f) That courts and commissions have full authority to rule upon intervenor status, including the authority to dismiss an intervenor.

Accordingly, Companies respectfully request this Commission to grant the Motion to Dismiss S&S as an intervenor in each of the above-numbered dockets. Companies also request the Commission to order that Companies are not required to respond to S&S's Second Discovery Requests.

Respectfully submitted this eighteenth day of August, 2003.

Darla Pollman Rogers

Riter, Rogers, Wattier & Brown

P. O. Box 280

Pierre, South Dakota 57501

Telephone (605) 224-7889

Attorney for Companies

# CERTIFICATE OF SERVICE

The undersigned hereby certifies that she served a copy of the foregoing **RESPONSE** upon the person herein next designated, on the date below shown, by facsimile and by depositing a copy of the said Response in the United States mail at Pierre, South Dakota, postage prepaid, in an envelope addressed to said addressee, to-wit:

John W. Burke Barker, Wilson, Reynolds & Burke, LLP P. O. Box 100 Belle Fourche, South Dakota 57717-0100

Dated this eighteenth day of August, 2003.

Darla Pollman Rogers

Riter, Rogers, Wattier & Brown

P. O. Box 280

Pierre, South Dakota 57501

Telephone (605) 224-7889

Attorney for Companies

# OF THE STATE OF SOUTH DAKOTA

IN	THE	MAT	TER	OF	THE	)	FINAL DECISION AND ORDER
<b>EST</b>	ABLISHN	IENT	OF	SWIT	CHED	)	GRANTING MOTION TO DISMISS
ACC	ESS RI	EVENU	E RE	QUIRE	MENT	)	ON SUMMARY DISPOSITION;
FOR	DTG CC	NMUN	IITY TE	ELEPH	ONE	)	NOTICE OF ENTRY
						)	
						)	TC02-087

On July 1, 2002, DTG Community Telephone (Company) filed for approval by the Public Utilities Commission (Commission) its 2001 Intrastate Switched Access Cost Study. On July 3, 2002, the Commission electronically transmitted notice of the filing and the intervention deadline of July 19, 2002, to interested individuals and entities. On July 19, 2002, the Commission received a Petition to Intervene from S&S Communications (S&S). At its regularly scheduled meeting of July 23, 2002, the Commission granted intervention to S&S.

On July 11, 2003, Company filed a Motion to Dismiss and Motion for Extension of Time to Respond to Second Discovery Request (Company Motions). On July 24, 2003, S&S filed a Brief in Resistance to Motion to Dismiss and Motion for Extension of Time.

At its regular meeting on August 4, 2003, the Commission considered the Company Motions and voted unanimously to serve notice on the parties that S&S's Motion to Dismiss would be considered alternatively as a motion for summary judgment or as a motion to dismiss and to schedule the matter for hearing at the Commission's next regularly scheduled meeting on August 19, 2003. The Commission further voted unanimously to extend the time for Company's response to S&S's pending discovery requests until after decision on Company's Motion to Dismiss and the further order of the Commission. On August 8, 2003, the Commission issued a Notice of Intent to Consider Motion as One for Summary Judgment, Order for and Notice of Hearing; Order Extending Time for Response (Notice and Order) requesting the parties to file any affidavits or other proof demonstrating that a genuine issue of material fact exists or does not exist as to S&S's continuing interest in this proceeding sufficient to maintain party status, setting the matter for consideration and/or hearing on August 19, 2003, at 1:30 p.m. CDT at the Ramada Inn in Aberdeen, South Dakota, and extending the Company's time for response to discovery until after the issue of S&S's standing to maintain status as party is finally decided.

In response to the Commission's Notice and Order, on August 14, 2003, S&S filed an Affidavit of Les S. Sumption (Affidavit). On August 18, 2003, Company filed a Response of Companies Named in Above Dockets to Affidavit of Les S. Sumption. On August 19, 2003, the Commission, after hearing and considering the parties' filings and the arguments of counsel, voted unanimously (i) to decide that the assertions contained in the Affidavit were not sufficient to raise a genuine issue of material fact as to whether S&S continues to have an interest peculiar to it as opposed to an interest common to the public or the taxpayers in general and (ii) to grant Company's Motion to Dismiss. Accordingly, as its Final Decision on the Company's Motion to Dismiss and the Notice and Order, the Commission considering the Affidavit and the other documents and evidentiary showings in the record in the light most favorable to S&S, makes the following Findings of Fact, Conclusions of Law and Order.

# **FINDINGS OF FACT**

- 1. On July 19, 2002, S&S filed a Petition to Intervene (Petition) with the Commission. At its regular meeting on July 23, 2002, the Commission voted unanimously to grant S&S's Motion to Intervene, and on August 7, 2002, the Commission issued an Order Granting Petition to Intervene. S&S has been a party to this proceeding since then.
- 2. The standards for intervention as a party in a proceeding before the Commission are set forth in SDCL 1-26-17.1 as follows:

A person who is not an original party to a contested case and whose pecuniary interests would be directly and immediately affected by an agency's order made upon the hearing may become a party to the hearing by intervention, if timely application therefor is made.

and in ARSD 20:10:01:15.05 as follows:

that by the outcome of the proceeding the petitioner will be bound and affected either favorably or adversely with respect to an interest peculiar to the petitioner as distinguished from an interest common to the public or to the taxpayers in general.

- 3. In the Petition, S&S based its assertion that its interest met these tests on the facts that "S&S is a switch-based interexchange carrier" that "provides both intra and interstate message telecommunications services to its subscribers" (Petition,  $\P$  1), that to provide intrastate telecommunications services, S&S "requires . . . switched access services from the Rural Local Exchange Carriers in South Dakota" which include Company (Petition,  $\P$  2), and that "[b]ecause S&S Communications purchases switched access services from [Company] any increase in the rates of such services will directly and immediately affect the pecuniary interests of S&S Communications as it will naturally affect S&S Communications' operating expenses." (Petition,  $\P$  3).
- 4. On July 11, 2003, Company filed a Motion to Dismiss asserting that S&S no longer meets the standards for intervention set forth in SDCL 1-26-17.1 and ARSD 20:10:01:15.05 and therefore lacks standing to be a party in this case. The Company's basis for its motion is the Commission's decision in Docket No. TC02-166 to revoke S&S's certificate of authority to provide telecommunications services in South Dakota.
- 5. On August 8, 2003, the Commission issued a Notice of Intent to Consider Motion as One for Summary Judgment, Order for and Notice of Hearing; Order Extending Time for Response (Notice and Order) requesting the parties to file any affidavits or other proof demonstrating that a genuine issue of material fact exists or does not exist as to S&S's continuing interest in this proceeding sufficient to maintain intervenor party status.
- 6. The Commission takes official notice of the following matters of record in the Commission's files. On June 16, 2003, the Commission issued an Order to Show Cause and Notice of Hearing in Docket No. TC02-166 requiring S&S to appear and show cause as to why, *inter alia*, its certificate of authority to provide telecommunications services in South Dakota should not be revoked. On June 30 and July 2, 2003, the Commission held a contested case hearing on the Order to Show Cause. On July 2, 2003, following the conclusion of the evidentiary hearing and the arguments of the parties, the Commission unanimously voted to revoke S&S's certificate of authority to provide telecommunications services in South Dakota. On August 28, 2003, the Commission issued its Findings of Fact; Conclusions of Law; Notice of Entry of Order in Docket No. TC02-166 (TC02-166)

Order). The TC02-166 Order was transmitted to S&S on August 29, 2003. In the TC02-166 Order, the Commission ordered *inter alia* that S&S's certificate of authority is revoked.

- 7. The Company's Motion to Dismiss and the Notice and Order provided sufficient notice to S&S of the Company's assertion of the Commission's action in Docket No. TC02-166 as a basis for the Commission's decision on the Motion to Dismiss to afford S&S a reasonable opportunity to refute the facts of record officially noticed in Finding 6 as provided for in SDCL 1-26-19(3).
- 8. The revocation of S&S's certificate of authority to provide intrastate interexchange services in the TC02-166 Order precludes S&S from utilizing the Company's switched access services to provide intrastate interexchange telecommunications services in South Dakota.
- 9. At the August 4, 2003 meeting at which the Company's Motion to Dismiss was first before the Commission, S&S stated that they were no longer paying for switched access services from Company.
- 10. In the Affidavit, Mr. Sumption states on behalf of S&S that "over the past several weeks several individuals and/or entities have expressed an interest in purchasing S&S Communications and/or its assets" (Affidavit,  $\P$  5), that "S&S Communications is presently in negotiations to sell its business and/or assets" (Affidavit,  $\P$  6) and that S&S's pecuniary interests will be directly and immediately affected by the Commission's decision in this matter "for the following reasons:
  - (A) Subsequent to the sale, S&S Communications, regardless of the name by which it will do business, will have to purchase switched access services;
  - (B) The individual and/or entity interested in purchasing S&S Communications and/or its assets has expressed some reluctance in following through with the purchase as a result of the rates presently charged for switched access services in South Dakota;
  - (C) If the individual and/or entity interested in purchasing S&S Communications and/or its assets fails to follow through with the purchase, S&S Communications will be divested of a substantial amount of revenue that would have been directed to creditors and/or subscribers that lost service." (Affidavit, ¶ 7).
- 11. In the Affidavit, Mr. Sumption states that he is "one of the partners that owns and operates Intervenor S&S Communications." (Affidavit, ¶ 1).
- 12. Because S&S is a partnership, there is at least some question whether S&S could be sold to anyone as a legal entity. Furthermore, given the financial problems of S&S as documented in the TC02-166 Order and record, the Commission does not find it credible that anyone would acquire S&S as a legal entity and thereby render itself liable for S&S debts and liabilities.
- 13. Following revocation of its certificate of authority, S&S does not in any case have the legal right, as a matter of law, to convey to any purchaser of its assets or business either its certificate of authority or any other right to provide intrastate interexchange telecommunications services in South Dakota.
- 14. Following revocation of its certificate of authority, S&S does not have the legal right to continue to provide services that would involve the purchase of intrastate switched access services

from Company, and the Commission accordingly finds that the assertion stated in Affidavit,  $\P$  7(A) fails as a matter of law to raise a genuine issue of material fact as to the assertion.

- 15. The statement in Affidavit  $\P$  7(B), that "the individual and/or entity interested in purchasing S&S Communications and/or its assets has expressed some reluctance in following through with the purchase as a result of the rates presently charged for switched access services in South Dakota" is hearsay, is not legally admissible evidence and is therefore not a showing of evidence that is sufficient to raise a genuine issue of material fact as to the matter asserted. That the alleged speaker is not identified and apparently was not even identifiable as a person or entity weakens the credibility of the assertion even more.
- 16. Viewing the Affidavit and the other documents, admissions and evidence in the record in the light most favorable to S&S, no admissible evidence provided by or pointed to by S&S offers any concrete showing that a person or entity that has expressed interest in purchasing S&S's assets has a present intention to provide intrastate interexchange services in South Dakota and would thus incur switched access charges which could be affected by the decision in this proceeding.
- Any person who might have an interest in purchasing the assets of S&S who is presently providing intrastate interexchange services in South Dakota has had an interest in the outcome of this proceeding that it could have asserted in a petition for intervention on its own behalf prior to now. No such petition has been filed.
- 18. Some concrete showing of current proximate interest is required as a condition of permitting S&S to maintain its status as an intervenor party.
- 19. S&S's mere assertion that it is offering telecommunications assets for sale which might possibly be sold to a person who does not now, but might desire to, provide intrastate interexchange services in South Dakota and who might theoretically have concerns about the Company's switched access revenue requirement is too speculative to meet the test for proof of standing as an intervenor and is not a sufficient showing of interest peculiar to S&S, as opposed to an interest common to the public at large, to justify S&S's intervenor party status in this proceeding.
- 20. Based upon the above findings, the Commission finds (i) that the Affidavit of S&S and the other documents and showings of evidence in the record in this proceeding are insufficient to demonstrate that a genuine issue of material fact is presented that would require a factual hearing as to a present interest of S&S in this proceeding that is sufficient to warrant its continued standing as an intervenor party and (ii) that after viewing all reasonable inferences to be drawn from the evidence in the record herein in favor of S&S, Company is entitled to a summary disposition as a matter of law granting Company's Motion to Dismiss S&S as an intervenor party.
- 21. The interests of the ultimate consumers of switched access services to be provided by Company are not peculiar to S&S as opposed to the general public and such consumer and general public interests are adequately represented in this proceeding by the Commission's Staff. Furthermore, given S&S's conduct toward the Commission and S&S's customers as set forth in the TC02-166 Order, the Commission does not find that S&S is an appropriate advocate for the interests of customers' or the general public's interests in this proceeding.
- 22. The evidence does not support a finding that S&S has acted in a dilatory or obstructionist manner while an intervenor party to this proceeding and such a finding has not been relied upon by the Commission in reaching its decision herein.

### CONCLUSIONS OF LAW

- 1. The Company's Motion to Dismiss was properly filed. Notice of the Commission's intention to treat the Motion to Dismiss as a motion for summary disposition was properly filed and served upon the parties in accordance with SDCL 15-6-56 and *Richards v. Lenz*, 539 N.W.2d 80 (S.D. 1995).
- 2. Pursuant to SDCL 49-1-11(4), 1-26-17.1, 1-26-18, 15-6-12(c) and 15-6-56 and ARSD 20:10:01:15.05, the Commission has the authority both to deny intervention as a party for failure of the petitioner to make a sufficient showing of pecuniary interest peculiar to the petitioner and also to dismiss an intervenor party under either a motion to dismiss or a summary disposition, as appropriate, if the requisite pecuniary interest of the intervening party has ceased to exist.
- 3. A petition to intervene and subsequent substantive pleadings and positions asserted by an intervenor in a proceeding are "defenses or claims" subject to summary disposition pursuant to SDCL 1-26-18.
- 4. Intrastate switched access charges are charges made by a carrier's carrier to another carrier for use of telecommunications facilities to originate or terminate calls. ARSD 20:10:27:01(6). For a telecommunications company to be a direct purchaser and user of the Company's intrastate switched access services, as distinguished from a member of the general public indirectly purchasing such services as an end user, it must be a provider of intrastate interexchange telecommunications services. ARSD 20:10:27:01(2) and 20:10:27:02. The Commission's TC02-166 Order prohibits S&S from engaging in the provision of the intrastate interexchange services in South Dakota and hence from being a purchaser or user of switched access services. S&S is not a purchaser of Company's switched access services.
- 5. When challenging a summary judgment, the nonmoving party must substantiate his allegations with sufficient probative evidence that would permit a finding in his favor on more than mere speculation or conjecture. *The Estate of Frederis J. Elliot v. A&B Welding Supply Company*, 1999 S.D. 55, 594 N.W.2d 707 (1999).
- 6. SDCL 15-6-56(e) requires that an affidavit offered in support of opposition to a motion for summary judgment "shall be made on personal knowledge" and "shall set forth such facts as would be admissible in evidence."
- 6. The assertion in the Affidavit that "the individual and/or entity interested in purchasing S&S Communications and/or its assets has expressed some reluctance in following through with the purchase as a result of the rates presently charged from switched access services in South Dakota" is hearsay and is not a fact admissible in evidence.
- 7. The remaining assertions in the Affidavit amount to an argument that S&S has standing to intervene due to the ownership of assets whose value might be affected by the fact that they could be used by a potential purchaser to become a provider of intrastate interexchange service in South Dakota who would thus require switched access services of Company. This argument demonstrates only a mere possibility and is not a showing of interest in the Company's switched access revenue requirement that is sufficiently proximate to justify party intervenor status.
- 8. The interests of the consumers of switched access services in South Dakota are represented by the Commission Staff in this proceeding, and S&S has made no showing that Commission Staff is not providing adequate representation of such interest.

- 9. S&S has failed to make a sufficient showing that a genuine issue of material fact is presented as to a pecuniary interest peculiar to S&S in this proceeding and the Commission concludes that a genuine issue of material fact is not presented.
- 10. S&S's asserted pecuniary interest arising from its ownership of assets that might be used in South Dakota by a purchaser of such assets to provide telecommunications services that would require the purchase of switched access services from Company is not proof of a sufficiently proximate interest in the outcome of this proceeding to justify intervenor party status.
- 11. Company is entitled to disposition in its favor as a matter of law of its Motion to Dismiss considered as a motion for summary disposition.
- 12. Company's Motion to Dismiss is granted.
- 13. Despite its dismissal as a party to this proceeding, the partners of S&S and/or the owners of its assets may request the right to appear and be heard in this proceeding as non-party participants pursuant to ARSD 20:10:01:15.06.

It is therefore

ORDERED, that the Company's Motion to Dismiss S&S Communications as an intervenor party to this proceeding is granted and S&S Communications is accordingly dismissed as an intervenor party.

### NOTICE OF ENTRY OF ORDER

PLEASE TAKE NOTICE that this Order was duly entered on the \_\_\_\_\_\_\_ day of September, 2003. Pursuant to SDCL 1-26-32, this Order will take effect 10 days after the date of receipt or failure to accept delivery of the decision by the parties.

Dated at Pierre, South Dakota, this \_\_\_\_\_\_ day of September, 2003.

# CERTIFICATE OF SERVICE The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, by facsimile or by first class mail, in properly addressed envelopes, with charges prepaid thereon. By: OFFICIAL SEAL

ROBERT K. SAHR, Chairman January (Lauran)

GARY HANSON, Commissioner

JAMES A. BURG, Commissioner

BY ORDER OF THE COMMISSION:

# LAW OFFICES RITER, ROGERS, WATTIER & BROWN, LLP

Professional & Executive Building 319 South Coteau Street P.O. Box 280 Pierre, South Dakota 57501-0280 www.riterlaw.com

E.D. MAYER ROBERT C. RITER, Jr. DARLA POLLMAN ROGERS JERRY L. WATTIER JOHN L. BROWN

September 12, 2003

TECHE

OF COUNSEL: Brian B. Meyer Robert D. Hofer TELEPHONE 605-224-7889 FAX 605-224-7102

Pamela Bonrud, Executive Director South Dakota Public Utilities Commission Capitol Building, First Floor 500 East Capitol Avenue Pierre, South Dakota 57501

SOUTH DAKOTA PUBLIC UTILITIES COMMISSION

RE: Request to Defer Consideration of Docket No. TC02-087

Dear Ms. Elofson:

On July 1, 2002, Dakota Community Telephone, Inc. (n/k/a PrairieWave Community Telephone, Inc., hereinafter "PrairieWave") filed its 2001 Intrastate Access Cost Study required by Commission rules. For various reasons, the Commission's ability to take action on that filing has been delayed. Also since that time, the ownership of the company has changed to PrairieWave. PrairieWave is in the process of completing a conversion of its billing and operations systems to its own platform. That migration from the McLeodUSA systems has led PrairieWave management to question the validity of the financial and usage data provided to and used by the consultant who prepared the 2001 cost studies filed with the Commission.

Consideration of the revenue requirement filed by PrairieWave in the 2001 Cost Study was noticed by the Commission for its September 16, 2003, open meeting. Given the circumstances discussed above, PrairieWave requests that consideration of Docket Number TC02-087 be deferred so that it can file within the next week a motion to withdraw the 2001 Cost Study and request a waiver of ARSD 20:10:27:07 to file a 2002 Intrastate Access Cost Study within the next ninety days.

Sincerely yours,

Darla Pollman Rogers

Attorney at Law

DPR/ph

CC: Bill Heaston

Olson Thielen (John Coleman)

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PICE

E.D. MAYER ROBERT C. RITER, Jr. DARLA POLLMAN ROGERS JERRY L. WATTIER JOHN L. BROWN OCT 15 2003

OF COUNSEL: Brian B. Meyer Robert D. Hofer

SOUTH DAKOTA PUBLIC UTILITIES COMMISSION TELEPHONE 605-224-5825 605-224-7889

October 15, 2003

FAX 605-224-7102

Pamela Bonrud, Executive Director South Dakota Public Utilities Commission Capitol Building, First Floor 500 East Capitol Avenue Pierre, South Dakota 57501

Re:

In the Matter of the Establishment of Switched Access Revenue Requirement for

**DTG** Community Telephone

Docket Number TC02-089

Dear Ms. Bonrud:

Enclosed herein for filing in Docket Number TC02-087 are the original and ten copies of the **Motion to Withdraw Cost Study Filing Motion for Waiver of Filing Requirement** for Dakota Community Telephone, Inc. (n/k/a PrairieWave Community Telephone, Inc.).

Sincerely yours,

John L. Brown Attorney at Law

JLB/ph

Enclosures

CC: Bill Heaston

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# BEFORE THE PUBLIC UTILITIES COMMISSION

OCT 1 5 2003

# OF THE STATE OF SOUTH DAKOTA

SOUTH DAKOTA PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE ESTABLISHMENT OF SWITCHED ACCESS REVENUE REQUIREMENT FOR DTG COMMUNITY TELEPHONE

Docket No. TC02-087

MOTION TO WITHDRAW COST STUDY FILING MOTION FOR WAIVER OF FILING REQUIREMENT

- 1. On July 1, 2002, Dakota Community Telephone, Inc. (n/k/a PrairieWave Community Telephone, Inc. ("PrairieWave"), filed its 2001 Intrastate Access Cost Study as required by Commission rules. For various reasons, the Commission's ability to take action on that filing was delayed until very recently.
- 2. Since the filing of the 2001 study, the ownership of Dakota Community Telephone was changed to PrairieWave on September 30, 2002. PrairieWave is completing a conversion of its billing and operations systems from the McLeodUSA operated and controlled systems to PrairieWave's own platform.
- 3. PrairieWave successfully completed the migration of its carrier access billing system from McLeodUSA on August 31, 2003.
- 4. The migration from the McLeodUSA system has led PrairieWave management to question the validity of the financial and usage data provided to and used by the consultant who prepared the 2001 cost studies filed with the Commission.
- 5. ARSD 20:10:27:07 requires that PrairieWave file cost data in support of its switched access tariff "no less than every three years." The filing of July 1, 2002, complied with that regulatory mandate. ARSD 20:10:27:02 provides that the Commission can, for good cause, temporarily waive or suspend any of the Commission's rules in chapters 20:10:27 to 20:10:29, inclusive.

- 6. PrairieWave's predecessor, Dakota Community Telephone, Inc. (then known as, DTG Community Telephone, Inc.) ("DTG"), filed a required cost study on July 1, 1999. The revenue requirement based on the study submitted at that time was approved by the Commission in Docket No. TC99-081, dated January 14, 2000. The data provided to the consultant and to the Commission in that study was data collected and maintained by the DTG operations and billing systems. In the intervening years (1999-2001), the operations and billing data processing was centralized at McLeodUSA Incorporated. PrairieWave's experience in migrating from the McLeodUSA systems to its own access billing system indicates that the McLeodUSA systems did not adequately process the data collection and support necessary for the operation of a facilities-based, incumbent local exchange company such as PrairieWave.
- 7. The approval of the revenue requirement for the 1999 study did not result in any change in the switched access rates for DTG, and the rates as approved in 1996 (TC96-104, Order dated December 10, 1996) remain in effect. While PrairieWave believes that a study based on better and more accurate data will not significantly change the existing rates, PrairieWave does believe that the revenue requirement and rates established by a study should be based on the best information available and in which PrairieWave has a higher degree of confidence as to its accuracy.
- 8. Based on the foregoing, PrairieWave requests that the Commission consider two alternative courses of action:
- A. <u>Alternative 1</u>: PrairieWave requests that the Commission allow PrairieWave to withdraw the currently filed cost study, based on a 2001 calendar test year, and file a new cost study based on a 2002 calendar test year. The cost study will necessarily be influenced by reliance on data from the McLeodUSA systems, but the results

will be reconciled based on the experience PrairieWave has gained during the migration from those systems. This study would be filed by the end of 2003.

B. Alternative 2: Since the Commission's rules do not require a calendar test year, and ARSD 20:10:27:14 requires a 12-month historical test year, PrairieWave requests that the Commission allow PrairieWave to file a 12-month historical test year beginning October 1, 2002 through September 30, 2003, that would provide a full year of PrairieWave ownership and operation. This study would be filed no later than March 1, 2004.

9. Because of the problems inherent in the systems used to collect and provide the data used in the 2001 study, the difficulty in accessing those McLeodUSA systems to audit the 2001 data, and the stale nature of whatever data may be available, PrairieWave believes that there is good cause for the Commission to exercise its authority under ARSD 20:10:27:02 and waive or suspend the requirements of ARSD 20:10:27:07. PrairieWave requests and recommends that the Commission allow PrairieWave to withdraw the study filed on July 1, 2002, and allow PrairieWave to file as suggested in Alternative 1, above.

Accordingly, PrairieWave respectfully requests that this motion and request be granted.

Submitted this fifteenth day of October, 2003.

John L. Brown, for

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Attorney for PrairieWave

# BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF SOUTH DAKOTA

IN THE MATTER OF THE ESTABLISHMENT	1	ORDER: (i) PERMITTING
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OF SWITCHED ACCESS RATES FOR DTG	)	WITHDRAWAL OF COST
COMMUNITY TELEPHONE N/K/A	)	STUDY FILING; (ii)
PRAIRIEWAVE COMMUNITY TELEPHONE,	)	<b>GRANTING WAIVER OF</b>
INC.	)	FILING REQUIREMENT; (iii)
	)	SETTING FILING DATES;
	)	AND, (iv) CLOSING DOCKET
	j	TC02-087

On July 1, 2002, DTG Community Telephone n/k/a PrairieWave Community Telephone, Inc. (PrairieWave) filed for approval by the Public Utilities Commission (Commission) its 2001 Intrastate Switched Access Cost Study.

On July 3, 2002, the Commission electronically transmitted notice of the filing and the intervention deadline of July 19, 2002, to interested individuals and entities. On July 19, 2002, the Commission received a Petition to Intervene from S&S Communications (S&S). At a regularly scheduled meeting of July 23, 2002, the Commission granted intervention to S&S. The Commission also voted to assess a filing fee as requested by the Executive Director up to the statutory limit of \$100,000. On July 11, 2003, the Commission received a Motion to Dismiss S&S as intervenor in this proceeding from PrairieWave. At its regularly scheduled meeting of August 19, 2003, the Commission granted the Motion to Dismiss. On October 15, 2003, PrairieWave filed a Motion to Withdraw Cost Study Filing; Motion for Waiver of Filing Requirement. In its filing, PrairieWave offered two methods for determining the timing of the filing of its cost study.

At its regularly scheduled November 4, 2003, meeting, the Commission considered this matter. Commission Staff recommended that PrairieWave be allowed to withdraw its cost study and the Motion for Waiver of Filing Requirement be granted. Commission Staff recommended that the cost study test year end on December 31, 2003, and that the cost study be filed by July 1, 2004.

The Commission has jurisdiction over this matter pursuant to SDCL 1-26-17.1, 49-1A-9, 49-31-12.6, 49-31-18, 49-31-19 and ARSD 20:10:01:15.02, 20:10:01:15.05, 20:10:27:02, 20:10:27:07, 20:10:27:08, and 20:10:27:14. The Commission found that PrairieWave's request to withdraw its cost study filing and its request for a waiver of the filing requirement is reasonable. The Commission further found that PrairieWave should use a cost study test year ending December 31, 2003, and that it file its cost study no later than July 1, 2004. It is therefore

ORDERED, that PrairieWave shall be permitted to withdraw its cost study filing; and it is further

ORDERED, that PrairieWave's Motion for Waiver of Filing Requirement is granted; and it is further

ORDERED, that PrairieWave should use a cost study test year ending December 31, 2003, and shall file its cost study no later than July 1, 2004; and it is further

ORDERED, that this docket is closed.

# Dated at Pierre, South Dakota, this <u>/3th</u> day of November, 2003.

# CERTIFICATE OF SERVICE The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, by facsimile or by first class mail, in properly addressed envelopes, with charges prepaid thereon. By: Date: (OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

ROBERT K. SAHR, Chairman

GARYMANSON, Commissioner

JAMES A. BURG, Commissioner